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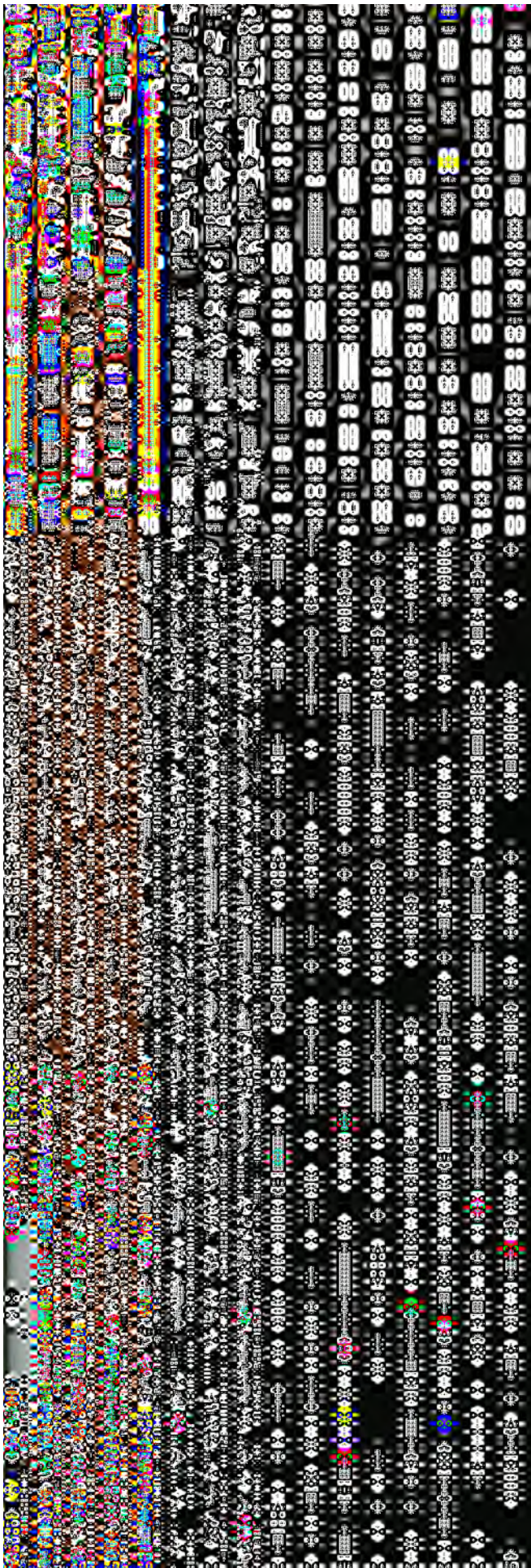
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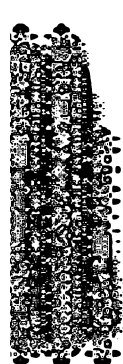
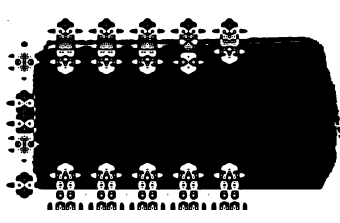
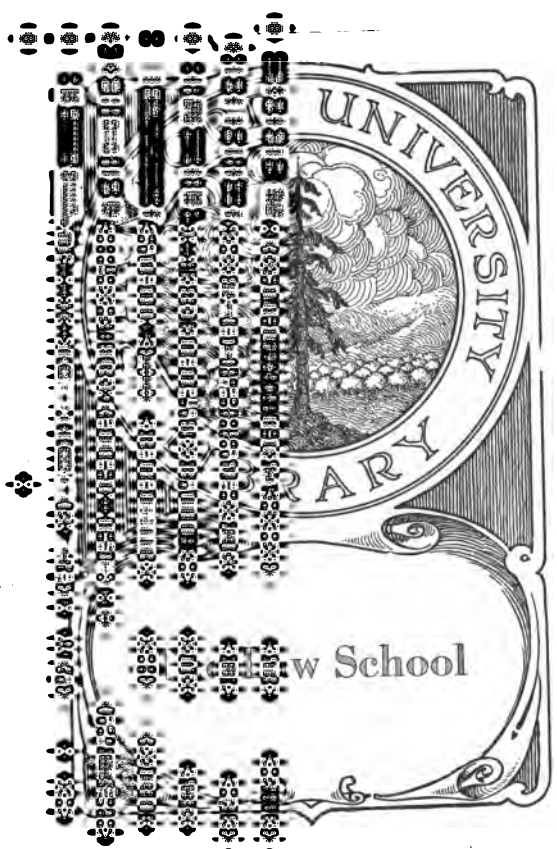
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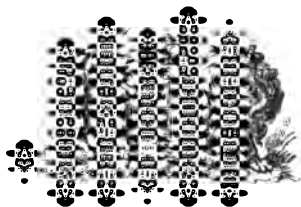
OF THE
LEGISLATIVE COUNCIL OF THE PROVINCE OF QUEBEC,

IN THE TWENTY-NINTH YEAR OF HER MAJESTY

VICTORIA;

IN THE TWENTY-NINTH PARLIAMENT,

OF MARCH, AND CLOSED BY PROROGATION
IN THE YEAR OF OUR LORD, ONE
EIGHTY-FIVE.



PRINTED BY J. LANGLOIS RODRIGUE MASSON,
GOVERNOR.

BY J. LANGLOIS,
EXCELLENT MAJESTY.
1885.

L_9653
AUG 9 1934

VARIABLE FORMAT



ANNO QUADRAGESIMO OCTAVO

VICTORIÆ REGINÆ.

C A P . I

An Act granting to Her Majesty the moneys required for the expenses of the Government for the financial years ending on the 30th June, 1885, and on the 30th June, 1886, and for other purposes connected with the public service.

[Assented to 9th May, 1885.]

MOST GRACIOUS SOVEREIGN,

WHEREAS it appears, by messages from His Honor, Preamble.
the Honorable LOUIS FRANÇOIS RODRIGUE MASSON,
one of Your Majesty's Privy Councillors for Canada, Lieu-
tenant-Governor of this Province, and the estimates accom-
panying the same, that the sums hereinafter mentioned
are required to defray certain expenses of the Government
of the Province, not otherwise provided for, for the finan-
cial years ending on the 30th June, 1885, and on the 30th
June, 1886, and for other purposes connected with the
public service; May it therefore please Your Majesty that
it may be enacted, and be it enacted by the Queen's Most
Excellent Majesty, by and with the advice and consent of
the Legislature of Quebec, that ;

1. From and out of the consolidated revenue fund of \$121,367.98 for
this Province there shall and may be taken a sum, not the year end-
ing 30th June,
1885, out of
Consolidated
Revenue Fund.
exceeding in the whole, one hundred and twenty-one
thousand, three hundred and sixty-seven dollars and ninety-
eight cents for defraying, during the present financial year,
the charges and expenses of the Government and public
service of the Province, for the financial year ending on
the 30th June, 1885, as set forth in Schedule A, annexed
to this Act.

\$2,083,139.02
for the year
ending 30th
June, 1886, out
of Consoli-
dated Revenue
Fund.

2. From and out of the consolidated revenue fund of this Province a sum, not exceeding in the whole, two millions and eighty-three thousand, one hundred and thirty-nine dollars and two cents, may be taken for defraying, during the financial year, ending on the 30th June, 1886, the charges and expenses of the Government and public service of the Province, as set forth in Schedule B, annexed to this Act.

Payments to
be considered
as made sub-
ject to settle-
ment of ac-
counts with
the Dominion
and Ontario.

3. Every payment or application of moneys, appropriated by this Act, shall be held to be made provisionally, and subject to all adjustment in account hereafter, in respect of the Dominion and of the Province of Ontario, and of special funds, which this Act may in any manner affect.

Accounts to be
rendered to the
Legislature.

4. Accounts, in detail, of all moneys expended under the authority of this Act, shall be laid before both houses of the Legislature of the Province, at the next session thereof.

Moneys ex-
pended ac-
counted for to
Her Majesty.

5. The application of all sums, expended under the authority of this Act, shall also be accounted for to Her Majesty.

Coming into
force.

6. This Act shall come into force on the day of the sanction thereof.

THE QUEEN'S
PRINTING OFFICE
TORONTO

SCHEDULE A.

Sums granted to Her Majesty, by this Act, for the fiscal year ending on the 30th June, 1885, with indication of the purposes for which they are granted.

No.	SERVICE.	—	—	Total
		\$ cts.	\$ cts.	\$ cts.
II.—LEGISLATION.				
1	Legislative Council.....		3,670 27	
2	Supplementary indemnity to members.....		4,800 00	
3	Legislative Assembly		14,560 00	
4	Supplementary indemnity to members.....		13,000 00	
5	Supplementary to salary of the Speaker.....		400 00	
6	Library of the Legislature.....		900 00	
7	Indemnity to officers of the Legislature for losses incurred by fire.....		1,198 40	38,528 67
III.—CIVIL GOVERNMENT.				
8	Contingencies of Public Departments.....		6,000 00	6,000 00
IV.—ADMINISTRATION OF JUSTICE, &c.				
9	Administration of Justice.....		9,279 48	
10	Police, (Police Magistrates at Montreal and Judge of the Sessions of the Peace, Quebec)		290 00	
11	Reformatories, (Reformatory prisons for boys at Montreal, Sherbrooke and Levis).....		10,000 00	19,569 48
VII.—PUBLIC WORKS AND BUILDINGS.				
12	Rents, insurances, repairs, &c., of public buildings generally		4,876 00	
13	New Parliament Buildings, construction.....		30,000 00	
14	New Court House, Quebec, do		10,000 00	
15	Spencer Wood; balance due on reconstruction of stables.....		430 53	45,306 53
	Carried over.....			\$109,404 68

SCHEDULE A.—Continued.

No.	SERVICE.	—	—	Total.
		\$ cts.	\$ cts.	\$ cts.
	Brought forward.....			\$109,404 68
	VIII.—CHARITIES.			
16	Reformatory Schools.....		2,740 00	
17	Industrial Schools.....		1,208 00	3,948 00
	IX.—MISCELLANEOUS SERVICES.			
18	Royal Commissions re Construction of Parliament Buildings and Jacques Cartier Election; balance due Commissioners for their indemnity, expenses and printing accounts.....		815 30	
19	Registration Service through Crown Lands' Department.....		5,000 00	
20	Crown Lands' Suspense Account.....		2,000 00	
21	Arbor Day; through Crown Land's Department.....		200 00	8,015 30
	Total.....			\$121,367 98

1885.

Supplies.

Cap. 1.

7

SCHEDULE B.

Sums granted to Her Majesty, by this Act, for the fiscal year ending on the 30th June, 1886, with indication of the purposes for which they are granted.

No.	SERVICE.	—	—	Total.
		\$ cts.	\$ cts.	\$ cts.
	I.—PUBLIC DEBT.			
	<i>Charges of Management :</i>			
1	Commission $\frac{1}{2}$ per cent on \$920,480.75.....		4,602 40	
2	Advertising, stamps, &c.....		2,500 00	7,102 40
	II.—LEGISLATION.			
	<i>Legislative Council :</i>			
3	Salaries and contingent expenses, including printing, binding, &c.....		15,965 00	
	<i>Legislative Assembly :</i>			
4	Salaries and contingent expenses, including printing, binding, &c., and \$12,000 for the Codification of the Laws.....	75,795 00		
5	Expenses of Elections.....	3,000 00		
6	Deerjardin's debates of the Legislature.....	4,000 00	82,795 00	
	<i>Library of the Legislature :</i>			
7	For the purchase of books.....	3,000 00		
8	For salaries.....	3,600 00	6,600 00	
	<i>Clerk of the Crown in Chancery :</i>			
9	Salary covering ordinary contingencies.....		800 00	
	<i>Queen's Printer :</i>			
10	Printing, binding and distributing the Laws.....		5,500 00	
	<i>Law Clerk :</i>			
11	Salaries of office.....	3,100 00		
12	Contingencies, comprising sessional clerk.....	550 00	3,650 00	115,310 00
	Carried over			122,412 40

SCHEDULE B.—Continued.

No.	SERVICE.	—	—	Total.
		\$	cts.	\$
	Brought forward			122,412 40
	III.—CIVIL GOVERNMENT.			
13	Salaries. (39 Vic., Cap. 15, 40 Vic., Cap. 9, 45 Vic., Cap. 2 and 46 Vic., Cap. 4).....		2,550 00	
14	Contingencies.....		46,500 00	49,050 00
	IV.—ADMINISTRATION OF JUSTICE, &C.			
15	Administration of Justice, 32 V., Cap. 23.....		349,446 48	
16	Police:—Judge of the Sessions of the Peace, Quebec, and Police Magistrates, Mon- treal, and offices.....		14,090 00	
17	Reformatory Prisons for boys, Montreal, Sherbrooke and Levis.....		55,000 00	
18	Inspection of public offices.....		7,000 00	425,536 48
	V.—PUBLIC INSTRUCTION, &C.			
	Superior Education :			
19	Superior Education : Five per cent of the Roman Catholic share of this fund to be annually retained, to be dis- tributed in such proportion as the Lieutenant Governor in council may be pleased to determine, among the insti- tutions for Deaf Mutes and the Blind in Roman Catholic Ins- titutions in the Province; and five per cent of the share of Roman Catholics in the Supe- rior Education Fund may be employed by the Council of Public Instruction, in the pur- chase of books, written and published in the Province, to be distributed as prizes to the institutions which shall have contributed to such sum of five per cent; and \$6,000 shall be paid out of said share of said fund to the Polytechnic School, less five per cent.....		\$71,000 00	
20	High Schools, Quebec & Mon- treal		2,470 00	
	Carried over.....	73,470 00		596,998 88

SCHEDULE B.—Continued.

No.	SERVICE.	—	—	Total.
		\$ cts.	\$ cts.	\$ cts.
	Brought forward.....	\$73,470 00		596,998 88
	V.—PUBLIC INSTRUCTION, &c.— Continued.			
	Superior Education.—Continued.			
21	Compensation to Roman Catholic Institutions for grant to High Schools, of which \$2,000 for Law Faculty of Laval University of Montreal.....	4,940 00		
		78,410 00		
22	Common Schools. Five per cent of the share of Roman Catholics in this sum shall be annually retained to be distributed in such proportion as the Lieutenant-Governor in Council may be pleased to determine, among the Roman Catholic institutions for Deaf Mutes and the Blind in the Province	160,000 00		
23	Schools in poor municipalities	6,000 00		
24	Normal Schools.....	42,000 00		
25	Inspection of Schools.....	29,675 00		
26	Superannuated Teachers	8,000 00		
27	Books for prizes.....	4,500 00		
28	Schools for the deaf and dumb, including \$200 for Ste. Marie, Beauce.....	12,260 00		
29	School for the deaf and dumb, Mile End, Montreal	1,000 00		
30	Council of Public Instruction	1,750 00		
31	Journal of Public Instruction, French	450 00		
32	Journal of Public Instruction, English.....	450 00		
33	Rimouski College, towards rebuilding, last payment.....	2,000 00		
34	Ste. Thérèse College, towards rebuilding, last payment.....	2,000 00		
35	Sœurs des SS. Noms de Jésus et Marie, towards reconstruction of buildings at St. Barthélemi	150 00		
36	Convent at St. Roch de l'Achigan (2nd payment out of four equal).....	150 00		
			348,735 00	
	Carried over.....		348,735 00	596,998 88

SCHEDULE B.—*Continued.*

No.	SERVICE.	—	—	Total.
		\$ cts.	\$ cts.	\$ cts.
	Brought forward.....		348,735 00	596,998 88
	V.—PUBLIC INSTRUCTION, &c.— <i>Continued.</i>			
	<i>Literary and Scientific Institutions :</i>			
37	Copying, printing and publishing Canadian Archives, to pay expenses already incurred..	5,000 00		
38	School of Navigation, Quebec.....	750 00		
39	To secure supply of vaccine, through Montreal Board of Health	300 00		
40	Board of Health, under C. S. C, c. 38.....	2,000 00		
41	Natural Sciences, in aid of	1,000 00	9,050 00	
	<i>Arts and Manufactures :</i>			
42	Board of Arts and Manufactures, comprising teaching of fine arts applied to industry.....		9,000 00	366,785 00
	VI.—AGRICULTURE, IMMIGRATION, REPATRIATION AND COLONIZATION.			
	<i>Agriculture :</i>			
43	Council of Agriculture.....	3,000 00		
44	Journal of Agriculture, French and English..	3,000 00		
45	Agricultural Schools, 3 at \$800 each.....	2,400 00		
46	Agricultural Schools; to enable them to establish model butter and cheese factories: three at \$1000.00 each, payable in three years; one third of this amount on 1st July, 1885.....	1,000 00		
47	Agricultural Schools; to help the three schools to pay labour of pupils	1,000 00		
48	Veterinary Schools, French and English.....	2,300 00		
49	Aid to <i>Gazette des Campagnes</i>	750 00		
50	Butter and cheese factories; salaries and travelling expenses	2,000 00		
51	Dairy Association of the Province of Quebec.....	1,000 00		
52	Miscellaneous Agriculture, including subscriptions to treatises and other publications.....	400 00		
53	Encouragement of the culture of fruit trees and vines	500 00		
	Carried over.....	17,350 00		963,783 88

SCHEDULE B.—Continued.

No.	SERVICE.	—	—	Total.
		\$ cts.	\$ cts.	\$ cts.
	Brought forward.....	17,350 00	963,783 88
	VI—AGRICULTURE, IMMIGRATION, REPATRIATION AND COLONIZATION.—Continued.			
	<i>Agriculture :—Continued.</i>			
54	Botanic Garden at Montreal.....	1,000 00		
55	Permanent Committee of Exhibitions, Montreal: Fourth instalment of \$3,300.00 and one year's interest at 5 0/0 on \$6,600.00—\$330.00.....	3,630 00		
56	Permanent Committee of Exhibitions, Montreal; to cover its deficit.....	6,523 74		
57	Lectures on Agriculture.....	1,000 00	29,503 74	
	<i>Immigration :</i>			
58	Immigration and Repatriation.....		10,000 00	
	<i>Colonisation :</i>			
59	Colonization Roads.....	170,000 00		
60	Colonization Societies.....	5,000 00		
61	Bridge over the Richelieu river, between Lacolle and St. Thomas, 3rd payment out of four.....	2,000 00		
62	Bridge over the Ottawa River, between Calumet Island and Bryson, 2nd payment, if first be made before the end of fiscal year.....	2,000 00		
63	Bridge over the Chaudière River between St. Nicholas and St. Romuald, 1st payment out of four equal.....	2,000 00	181,000 00	220,503 74
	VII.—PUBLIC WORKS AND BUILDINGS.			
64	Rents, insurances, repairs, &c., of public buildings, generally.....		59,184 00	
65	Inspections, &c.....		1,500 00	
66	New Parliament Buildings, construction.....		85,000 00	
67	New Court House, Quebec, construction.....		90,000 00	
68	Montreal Court House: to provide increased accommodation.....		50,000 00	
69	Repairs of Court Houses and Gaols.....		15,000 00	
	Carried over.....		300,684 00	1,184,287 62

SCHEDULE B.—Continued.

No.	SERVICE.	—	—	Total.
		\$ cts.	\$ cts.	\$ cts.
	Brought forward		300,684 00	1,184,287 62
	VII. PUBLIC WORKS AND BUILDINGS. <i>Contin'd.</i>			
70	Rents of Court Houses and Gaols.....		1,205 00	
71	Insurances do do		6,000 00	307,889 00
	VIII.—CHARITIES.			
72	Lunatic Asylums—Beauport, St. Jean de Dieu and St. Ferdinand d'Halifax.....		230,000 00	
	Miscellaneous :			
73	Corporation of General Hospital, Montreal...	2,800 00		
74	Indigent Sick, do ...	2,240 00		
75	St. Patrick's Hospital, do ...	1,120 00		
76	Sœurs de la Providence, do ...	784 00		
77	St. Vincent de Paul Asylum, do ...	420 00		
78	Protestant House of Industry and Re- fuge, do ...	560 00		
79	Protestant House for friendless wo- men, do ...	140 00		
80	St. Patrick's Orphan Asylum, do ...	448 00		
81	University Maternity Hospital, do ...	336 00		
82	Magdalen Asylum, (Bon Pasteur), do ...	504 00		
83	Roman Catholic Orphan Asylum, do ...	224 00		
84	Sœurs de la Charité, do ...	560 00		
85	do for their foundling hospital, do ...	140 00		
86	Protestant Orphan Asylum, do ...	448 00		
87	Lying-in Hospital, care Sœurs de la Miséricorde, do ...	511 00		
88	Bonaventure Street Asylum, do ...	301 00		
89	Nazareth Asylum for destitute chil- dren, do ...	280 00		
90	School for the blind, Nazareth Asy- lum, do ...	1,390 00		
91	Work-room for the blind, Nazareth Asylum, do ...	300 00		
	Carried over.....	13,506 00	230,000 00	1,492,176 62

SCHEDULE B.—Continued.

No.	SERVICE.	—	—	Total.
		\$ cts.	\$ cts.	\$ cts.
	Brought forward:.....	13,506 00	230 000 00	1,492,176 62
	VIII.—CHARITIES.—Continued.			
	Miscellaneous.—Continued.			
92	Montreal Dispensary, Montreal...	160 00		
93	Ladies' Benevolent Society for widows and orphans, including late House of Refuge, do ...	595 00		
94	Home and School of Industry (Hervey Institute), do ...	224 00		
95	St. Bridget's Asylum, do ...	560 00		
96	Frères de la Charité de St. Vincent de Paul, do ...	350 00		
97	Hospice de Bethléem, do ...	350 00		
98	Hospice de St. Joseph du Bon Pas- teur, do ...	140 00		
99	Petites Sœurs des Pauvres, do ...	70 00		
100	Protestant Infant's Home, do ...	280 00		
101	Women's Hospital, do ...	350 00		
102	Church Home, do ...	140 00		
103	Eye and Ear Institution, do ...	250 00		
104	Notre-Dame Hospital, in connection with Laval University, do ...	1,400 00		
105	St. Charles Hospital, do ...	350 00		
106	Pembroke Hospital, ...	90 00		
107	Charitable Ladies' Association of the Roman Catholic Orphan Asylum and Nazareth Asylum, Quebec...	798 00		
108	Indigent Sick, do ...	2,240 00		
109	Asylum of the Good Shepherd, do ...	560 00		
110	Ladies' Protestant Home, do ...	525 00		
111	Male Orphan Asylum, do ...	294 00		
112	Finlay Asylum, do ...	294 00		
	Carried over:.....	23,526 00	230,000 00	1,492,176 62

SCHEDULE B.—Continued.

No.	SERVICE.	—	—	Total.
		\$ cts.	\$ cts.	\$ cts.
	Brought forward.....	23,526 00	230,000 00	1,492,176 62
	VIII.—CHARITIES.—Continued.			
	Miscellaneous.—Continued.			
113	Protestant Female Orphan Asylum, Quebec...	294 00		
114	St. Bridget's Asylum, do ...	700 00		
115	Dispensary, do ...	140 00		
116	Sœurs de la Charité and Hôpital du Sacré-Cœur, Quebec, do ...	180 00		
117	Sisters of Charity for old and infirm persons, do ...	280 00		
118	Hôpital du Sacré-Cœur de Jésus, do ...	700 00		
119	do Dispensary, do ...	140 00		
120	do Lying-in Hospital, do ...	140 00		
121	Women's Christian Association, do ...	140 00		
122	Belmont Retreat, Inebriate Asylum, do ...	490 00		
123	Marine and Emigrant Hospital, do ...	1,866 67		
124	Lying-in Hospital, care of the Ladies of the Good Shepherd, do ...	1,409 33		
125	Indigent Sick, Three Rivers...	1,750 00		
126	Sœurs de la Charité, for their Lying-in Hospital. do ...	280 00		
127	General Hospital, Sorel...	490 00		
128	St. Hyacinthe Hospital, St. Hyacinthe...	350 00		
129	Orphan Asylum, do ...	140 00		
130	Ouvroir de St. Hyacinthe, do ...	140 00		
131	Distributing Home for orphans, Knowlton...	140 00		
132	Hospice Youville, St. Benoit...	140 00		
133	Asile de la Providence, Côteau-du-Lac...	210 00		
134	Hospice St. Joseph, Beauharnois...	140 00		
	Carried over.....	33,786 00	230,000 00	1,492,176 62

SCHEDULE B.—Continued.

No.	SERVICE.	—	—	Total.
		\$ cts.	\$ cts.	\$ cts.
	Brought forward.....	33,736 00	230,000 00	1,492,176 62
	VIII.—CHARITIES.—Continued.			
	Miscellaneous.—Continued.			
135	Hospice Ste. Marie, Ste. Marie de Monnoir...	140 00		
136	Asile de la Providence, Mascouche...	140 00		
137	Hôpital St. Jean, St. John...	140 00		
138	Sisters of Charité, do ...	140 00		
139	Hospice La Jemmerais, Varennes...	140 00		
140	Hospice des Sœurs de la Providence, St. Vincent de Paul.....	140 00		
141	Hôpital de la Providence, Joliette...	140 00		
142	Hospice de Laprairie, Laprairie...	140 00		
143	Hôpital St. Joseph, Chambly...	140 00		
144	Nazareth Asylum (Salle d'asile des petits enfants), Chambly...	70 00		
145	Asile de la Providence, Ste. Elizabeth...	140 00		
146	Sœurs de la Providence, de N. D. de l'Assomption.....	140 00		
147	Asile de la Providence, Ste. Ursule...	140 00		
148	Hôpital de Ste. Anne Lapocatière, Ste. Anne.	140 00		
149	Sœurs de la Charité, Rimouski...	350 00		
150	Hôpital de St. Ferdinand d'Halifax, St. Ferdinand.	140 00		
151	Hospice de Yamachiche, Yamachiche...	140 00		
152	Sherbrooke Hospital and Orphan Asylum Sherbrooke	350 00		
153	Sœurs de la Charité, Lanoraie...	140 00		
154	Hôpital St. Paulin, St. Paulin...	140 00		
155	do de Longueuil, Longueuil...	140 00		
156	Nazareth Asylum (Salle d'asile des petits enfants) Longueuil...	70 00		
	Carried over.....	37,146 00	230,000 00	1,492,176 62

SCHEDULE B.—Continued.

No.	SERVICE.	—	—	Total.
		\$ cts.	\$ cts.	\$ cts.
	Brought forward.....	37,146 00	230,000 00	1,492,176 62
	VIII.—CHARITIES.—Continued.			
	Miscellaneous.—Continued.			
157	Hôpital de St. François du Lac, St. François.	140 00		
158	do St. Louis, St. Denis...	140 00		
159	Sœurs Grises de Farnham.....	140 00		
160	Hôpital St. Joseph de la Délivrance, Lévis...	210 00	37,776 00	
161	Reformatory Schools.....	9,240 00		
162	Industrial Schools.....	19,308 00	28,548 00	296,324 00
	IX.—MISCELLANEOUS SERVICES.			
163	Miscellaneous properly.....		20,000 00	
164	Engineers for mining purposes, comprising explorations and inspection of mines		4,500 00	
165	Agent in France; salary and allowance for rent of office, &c.....		2,500 00	
166	Municipalities Fund, C. S. L. C., cap. 110, sec. 7.....		5,000 00	
167	Registration Service, through Crown Lands' Department..	16,000 00		
168	Surveys, do do ..	30,000 00		
169	General Expenditure, do do ..	66,608 00		
170	Crown Lands' Suspense Account.....	15,000 00	127,608 00	
171	Quebec Official Gazette.....		13,000 00	
172	Stamps, licenses, &c., including allowance to Inspector.....		12,000 00	
173	Seed grain. Loan under 36 Vict., cap. 3. Balance of capital, reserving recourse against municipalities.....	18,720 00		
	Interest at 6 0/0 from 1st May, 1884, to 30th June, 1885.....	1,310 40	20,030 40	204,638 40
	Carried over.....			1,993,139 02

SCHEDULE B.—Continued.

No.	SERVICE.	—	—	Total.
		\$ cts.	\$ cts.	\$ cts.
	Brought forward			1,993,139 02
	X.—RAILWAYS.			
	<i>Quebec, Montreal, Ottawa and Occidental Railway. Construction.</i>			
174	Settlement of outstanding accounts, of which \$17,028.80 are a re-vote.....	25,000 00		
175	Balance due on lands and property, of which \$37,074.00 are a re vote.....	46,925 00	71,925 00	
	<i>Quebec, Montreal, Ottawa and Occidental Railway. Traffic Expenses (Revenue.)</i>			
176	To pay outstanding claims, of which \$6,014.00 are a re-vote.....		18,075 00	90,000 00
	Total.....			2,083,139 02

dependence of Legislature. 48 VICT.

. I I .

Victoria, chapter 7, intituled :
ction of members of the Legis-
ovince of Quebec."

[Assented to 9th May, 1885.]

with the advice and consent
Quebec, enacts as follows :

38 Victoria, chapter 7, is
the following paragraph :

é and Bonaventure, however,
ch municipality shall, every
fifteenth of the month of July,
uplicate."

to force on the day of its sanc-

. I I I .

Victoria, chapter 3, respecting
Legislature and to extend to the
rovisions of the act 47 Victoria,

[Assented to 9th May, 1885.]

and with the advice and consent
Quebec, enacts as follows :

chapter 3, is amended by striking
minion," wherever they may be

sections 1, 2 and 3 of the act 47
shall apply to the members of the

to force on the day of its sanc-

C A P . I V .

An Act to amend the act 33 Victoria, chapter 4, and the act amending the same.

[Assented to 9th May, 1885.]

HER MAJESTY, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

1. Section 1 of the act 33 Victoria, chapter 4, as amended ^{33 V., c. 4, s. 1 and 41-42} by section 1 of the act 41-42 Victoria, chapter 2, is replaced ^{V., c. 2, s. 1,} by the following : ^{replaced.}

"1. In the next session of the Legislature and in every session thereafter, there shall be allowed to each member of the Legislative Council and of the Legislative Assembly, attending thereat, six dollars for each day's attendance, if the session do not extend beyond thirty days; and if the session extend beyond thirty days, then there shall be payable to each member of the Legislative Council and of the Legislative Assembly, attending thereat, a sessional allowance of six hundred dollars, and no more."

2. This act shall come into force on the day of its sanction. ^{Coming into force.}

C A P . V .

An Act to amend chapter 75 of the Consolidated Statutes for Lower Canada, with respect to the West and Centre divisions of the city of Montreal, for purposes of representation in the Legislative Assembly.

[Assented to 9th May, 1885.]

HER MAJESTY, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

1. The electoral divisions of Montreal West and Montreal Centre, mentioned in subsection 11 of section 1 of chapter 75, of the Consolidated Statutes for Lower Canada shall, in future, for purposes of representation in the Legislative Assembly, comprise the following wards, to wit :

Montreal West shall comprise St. Antoine Ward and St. Lawrence Ward ;

Montreal Centre shall comprise St. Ann's Ward, the West Ward, the Centre Ward and the East Ward.

C. S. L. C., c.
75, s. 1, § 11,
amended.

2. Subsection 11 of section 1 of chapter 75 of the Consolidated Statutes for Lower Canada is amended in consequence of the preceding provision.

C A P . V I .

An Act respecting the Law Officers of the Crown.

[Assented to 9th May, 1885.]

HER MAJESTY, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

Law officers of
the Crown.

1. The Law Officers of the Crown in the Province of Quebec are the Attorney General and Solicitor General ; they are the recognized officers of the Crown referred to in article 19 of the Code of Civil Procedure.

45 V., c. 2, s.
2, amended.

2. Section two of the act 45 Victoria, chapter 2, is amended by adding thereto, after the words "the Attorney General," the following, "the Solicitor General."

Construction
of 40 V., co. 9
and 10.

3. The acts 40 Victoria, chapters 9 and 10 shall be read and construed as including the Department of the Law Officers of the Crown.

Certain officers
may hold office
of Solicitor-
General
along with
office held by
them.

4. With the exception of the Attorney General, any one of the functionaries named in section 2 of the act 45 Victoria, chapter 2, being an advocate of this Province, may, in conjunction with the office held by him, be appointed to and hold that of Solicitor General, without thereby being entitled to any additional emolument, and without his seat, if he is a member of the Legislative Assembly, thereby becoming vacant.

Assistant of
the Law Offi-
cers of the
Crown.

5. The Lieutenant-Governor in Council may appoint, by commission or during pleasure, an officer under the Attorney General and Solicitor General, to be called the "Assistant of the Law Officers of the Crown."

Powers, &c., of
Attorney Gen-
eral and Soli-
citor General.

6. The rights, powers, duties, functions and privileges, appertaining to the office of Attorney General and Solicitor General, respectively, and by them or either of them exercised in the Province of Canada, at or before the date of the passing of the "British North America Act, 1867," and since that date, in the Province of Quebec, are the rights, powers, duties, functions, and privileges

which hereafter shall appertain to the said offices, respectively, and be enjoyed, possessed, and exercised by the Attorney General and Solicitor General or either of them, unless it be otherwise provided for in or by virtue of the present act.

7. In case of a vacancy in the office of the Attorney General, or in his absence or disability, or at his request, the Solicitor General shall have power to exercise all the duties of that office. Solicitor General may act for Attorney General.

This rule will also apply to the Attorney General in the case of a vacancy in the office of Solicitor General or in his absence or disability, or at his request. Attorney General may act for Solicitor General.

8. The Attorney General and Solicitor General shall give their advice and opinion upon questions of law whenever required by the Lieutenant Governor in council, or by any of the heads of the departments. Law Officers to give opinions, &c., to Lieutenant Governor.

The head of any of the Departments may require the Law Officers of the Crown, or either of them, to give an opinion on any questions of law arising in the administration of his department. Heads of departments may require opinion from law officers.

The law officer to whom any such question is submitted may, unless it involves the construction of the "British North America Act, 1867," refer the same to his assistant for his opinion in writing, which, if approved and countersigned by the said law officer, shall be taken to be the opinion of the latter. Law officer may refer question to assistant.

9. All questions of law and legal proceedings generally, such as petitions of right, suits and the like, arising in the Department of Railways, either out of the construction, working or sale of the railway heretofore known as the "Quebec, Montreal, Ottawa and Occidental Railway," or in reference to other railway matters, and in which the Government or the Province of Quebec is interested, as well as all questions of law and legal proceedings generally arising in the Treasury Department, respecting the revenue, and in the Department of Crown Lands, respecting the public domain, shall be under the direction and control of the Solicitor General. Special duties, &c., of Solicitor General.

10. The duties of the Attorney General and Solicitor General may, from time to time, for a limited term or otherwise, be more fully determined and defined by the Lieutenant Governor in Council, and, in the same manner, other duties may be assigned to them or either of them. Further duties, &c., of law officers may be defined, &c.

46 V., c. 3 and
inconsistent
enactments
repealed.

11. The act 46 Victoria, chapter 3, is repealed as well as all enactments inconsistent or incompatible with the provisions of this act.

Coming into
force.

12. This act shall come into force on the day of its sanction.

C A P. V I I .

An Act to amend the laws respecting the Department of Agriculture and Public Works.

[Assented to 9th May, 1885.]

HER MAJESTY, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

32 V., c. 15, s.
36, 41 V., c. 5,
s. 4, 47 V., c.
6, s. 6, amend-
ed.

1. Section 36 of the act 32 Victoria, chapter 15, is amended by striking out the first two lines of the said section, as also paragraphs 1 and 2 thereof, as replaced by the act 41 Victoria, chapter 5, section 4, and amended by the act 47 Victoria, chapter 6, section 6, and by replacing them by the following :

Commissioner
may :

“ 36. The Commissioner, by order of the Lieutenant-Governor in council shall have power :

Organise per-
manent com-
mittee on agri-
cultural exhi-
bitions.

a. To organize a permanent committee on agricultural and industrial provincial exhibitions, composed of ten members appointed by him the said Commissioner, of whom five shall be selected from the council of agriculture and five from the council of arts and manufactures.

Such committee shall be under the direction of the Commissioner, who may appoint to form part thereof as many additional members as he may deem expedient, such members to be selected in equal numbers from each council.

With the approval of the Commissioner, the committee, shall establish the conditions and make all such regulations it may deem necessary, for the complete management of the said exhibitions, which shall be held at least once in every three years.

No sum of money set apart for or arising from such exhibitions shall, in any case, be expended without the previous consent of the Commissioner.

The secretary of the council of agriculture and the secretary of the council of arts and manufactures shall be bound to give to the said committee all the assistance it may require from them.

May suspend
its functions
and replace it

b. Notwithstanding the foregoing provisions it shall be lawful for the Commissioner, upon the order of the Lieuten-

ant-Governor in council, when he deems it expedient, to suspend the exercise of the functions of such permanent exhibition committee and to replace it, for the space of time which he shall deem proper to fix, by one or more joint stock companies regularly incorporated for such purpose, in the manner and upon the conditions required by the acts respecting joint stock companies, and to give them power to organize and manage the said exhibitions, provided such organization and such management be at their own proper charges.

The Commissioner may, for such purpose, and upon such conditions as he may be pleased to impose, transfer to them, for the same space of time, the usufruct and enjoyment of the public lands and buildings set apart for the purposes of such exhibitions.

In the arrangements which shall be made with such companies, the Commissioner shall reserve a control sufficient to guarantee that the public interests be protected and that the chief purpose of such exhibitions be attained.

c. Notwithstanding section 109 of the act 41 Victoria, chapter 3, respecting auctioneers, agricultural societies may, at the time of their exhibitions, sell by auction the farm animals exhibited by them, or cause them to be sold by any unlicensed person, without being obliged to pay the duty required by law.

2. It shall be the duty of the council of agriculture, and it shall have power:

2. The following paragraph is added to the said section 36 of the act 32 Victoria, chapter 15, after paragraph 10 :

"10a. To establish pedigree books for the different breeds of farm animals introduced into this province, and specially for Canadian cattle and Canadian horses.

The Canadian breed shall, in both cases, comprise the animals having the distinctive characteristics of the animals originally imported from France during the first years of this colony.

2. To take steps to ascertain and make known the best milch cows in the province, either by general exhibitions or private inspection, and

For this purpose to cause their yield in milk and butter to be established by sworn evidence and to enter the results obtained in a special book to be called the "Golden register"; in which no entries shall be made unless the results obtained exceed a large average.

Such average shall be determined by the council.

3. From time to time to publish extracts from the "Golden register," in the manner which the council may shall deem most advantageous.

4. To make regulations tending to give the greatest possible practical value to such pedigree books, and "Golden register," and for such purpose to associate with it such persons as the Commissioner may designate, with the view of insuring the execution of the provisions of the law in this respect."

32 V., c. 13, s. 36, further amended. Meetings of agricultural societies.

3. The following paragraph is added after paragraph 13 of the said section 36 of the said act :

" 14. To direct the members of agricultural societies to hold, at least twice a year, parochial or township meetings, convened and presided over by the senior director in office of such parish or township.

At such meetings shall be submitted the questions which the Commissioner or Council of Agriculture has referred to them, upon which the said meetings shall pronounce after discussing the same and shall report to the Commissioner through the secretary of the society within the prescribed delays."

32 V., c. 15, s. 83, and 47 V., c. 6, s. 5, amended.

4. Section 83 of the said act, as amended by the act 47 Victoria, chapter 6, section 5, is further amended by adding thereto the following paragraph :

Appropriation of grant. "An annual sum of fifty thousand dollars shall be appropriated out of the consolidated revenue fund for the payment of such grant."

32 V., c. 15, s. 86, amended.

5. The following section is added to the said act after section 86 thereof.

Application of balance of grant. " 86a. Any balance of the fifty thousand dollars appropriated for the payment of the grants in favor of the societies, which shall remain after the fifteenth of September and which shall represent grants suppressed under the law, shall be distributed by the Council of Agriculture in equal proportions between the societies which shall have complied in all respects with its regulations adopted with respect to them by the said Council, or to the instructions transmitted to them by the Commissioner, with this reservation that, whenever more than one society shall be organized in a county, the societies in such county having a right thereto shall divide equally among themselves the sum coming to their county."

32 V., c. 15, s. 87, replaced.

6. Section 87 of the said act is repealed and replaced by the following :

Payment of grant and percentage to be retained thereon. " 87. The public grant to which agricultural societies are respectively entitled, shall be paid to them upon the order of the Commissioner ; but, whether such grant be or be not claimed he may retain eighteen per cent out of

each grant, of which ten per cent shall be for the use of the Council of Agriculture and eight per cent shall be appropriated for agricultural instruction."

C A P . V I I I .

An Act to amend section 96 of "The Quebec License Law of 1878."

[Assented to 9th May, 1885.]

HER MAJESTY, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

1. The following paragraph is added to article 96 of 41 V., c. 3, s. 96, amended.
"The Quebec License Law of 1878"

"And every person, whether a minor or of the age of majority, who purchases, from any person licensed under this act or unlicensed, intoxicating liquors for a person reputed to be an habitual drunkard, is liable for each such offence to a penalty not exceeding fifty dollars or an imprisonment not exceeding three months in default, of payment." Persons purchasing liquor for an habitual drunkard liable to certain fine.

C A P . I X .

An Act to amend the Quebec License Law of 1878, as regards the storage of gunpowder and other explosives.

[Assented to 9th May, 1885.]

WHEREAS it is expedient to further amend the existing regulations respecting the storage of gunpowder and other explosives required to be used in quarrying; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

1. The following paragraph is added to article 185 of 41 V., c. 3, s. 185, amended.
the Quebec License Law of 1878 :

"The Lieutenant-Governor in Council may, notwithstanding any law to the contrary at present in force, on such conditions and under such regulations as he deems fit, permit the storage of gunpowder and other explosives in the vicinity of any quarries being worked in the Province of Quebec, although the same may be in proximity to cities or towns." Gunpowder, &c., may be stored in certain places, under certain conditions.

X.

and property confiscated to the

[Assented to 9th May, 1885.]

with the advice and consent
Quebec, enacts as follows:

involved or shall devolve upon
property confiscated for any
time, are under the control of
Lands.

sold, ceded, and transferred by
Council upon such conditions

or in Council may also dispose
property gratuitously, with or
of any person whatever, with
ing it to some person having
le rights against the person
to carry out the intentions or
reward those who discovered
e of such property.

nor in Council may also dis-
onerous title, in the manner
2 of this act, all interest in,
the said property; and the
ame apply to the courts to be
ept all proceedings which the

to confiscated or escheated
ch there exist special statutes.

to force on the day of its sanc-

CAP. XI.

An Act respecting the expenses of the commission intrusted with an investigation concerning the Quebec, Montreal, Ottawa and Occidental Railway.

[Assented to 9th May, 1885.]

WHEREAS a Royal commission has been appointed to Preamble.
make an investigation concerning the Quebec
Montreal, Ottawa and Occidental Railway, and it is ex-
pedient to provide by statute for the expenses of such in-
vestigation; Therefore, Her Majesty, by and with the
advice and consent of the Legislature of Quebec, enacts
as follows :

1. The commissioner appointed to make an investiga- Commissioner
tion into the administrative details of the construction, and secretary
working and sale of the Quebec, Montreal and Occidental may receive
Railway, as well as into the final settlement of the accounts indemnity.
and other matters connected with the said railway, and
which followed the sale and delivery thereof, as well as
the secretary of the said commissioner, may receive for such
investigation such indemnity as the Lieutenant-Governor
in council may be pleased to fix ; provided always that Proviso.
the indemnity allowed to the commissioner does not exceed
the sum of three thousand dollars per annum, and that
allowed to the secretary of the commissioner, the sum of
eighteen hundred dollars per annum.

If the commissioner be one of the judges of the Superior Indemnity to
Court for the Province of Quebec, he may receive such in- be paid even
demnity notwithstanding any provision to the contrary if commis-
in chapter 78 of the Consolidated Statutes for Lower sioner be judge
Canada of the S. C.

2. The travelling expenses of the commission, the cost Travelling and
of summoning and the taxation of the witnesses, including other expenses
the taxed costs of a stenographer and other incidental ex- to be paid.
penses, which the commissioner may deem necessary, shall
be paid by the provincial treasurer upon the certificate of
the commissioner of railways.

3. This act shall come into force on the day of its sanc- Coming into
tion. force.

CAP. XII.

An Act to facilitate the formation of "Fish and game protection clubs" in the Province.

[Assented to 9th May, 1885.]

Preamble.

WHEREAS it is desirable that local organizations formed and to be formed to secure the enforcement of laws relating to the preservation of fish and game, should have such legal recognition as will enable them to appear in court as prosecutors of infractions of the said laws, and also to rent or purchase rooms or buildings which may serve as offices, head quarters or club houses for such organizations, with the necessary appurtenances; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

Fish and game clubs may be formed.

1. The Lieutenant-Governor in council may, on the recommendation of the Commissioner of Crown Lands, and subject to the payment of such fee as may be determined on, grant a corporate existence to any number of persons, not less than five, who petition therefor, constituting such persons, and all others who may afterwards become members of the club thereby created, a body corporate and politic, for the purpose of enabling them to acquire and hold such property, real and personal, as may be necessary and requisite to accomplish the objects and purposes of their incorporation.

Aim of such clubs.

2. The aim and end of all such clubs shall be to aid in the enforcement of the laws and regulations for the protection of fish and game in the Province.

Power to revoke in certain cases.

Whenever the Lieutenant-Governor in council is satisfied, upon satisfactory evidence, and upon report that any club created under this act is engaged in any other pursuit than the foregoing, the powers conferred in virtue of the preceding section shall be revoked.

Power of clubs to adopt by-laws, &c.

3. The members of any such club may adopt such by-laws, rules and regulations for the management of their affairs as they see fit.

Coming into force of such by-laws, &c.

As soon as such by-laws, rules and regulations have received the approval of the Commissioner of Crown Lands, they shall have full force and effect.

Application of 31 V., c. 24.

4. In so far as applicable, the provisions of law respecting joint stock companies shall govern clubs formed and organized under this act.

5. This act shall come into force on the day of its sanc-Coming into
tion. force..

C A P . X I I I .

An Act to amend the laws respecting the holding of the
Superior Court.

[Assented to 9th May, 1885.]

HER MAJESTY, by and with the advice and consent
of the Legislature of Quebec, enacts as follows:

1. The first two paragraphs of subsection *b* of section 2 ^{47 V., c. 8, s.} of the act 47 Victoria, chapter 8, are replaced by the fol-^{2 § b, amended.}lowing:

"In the districts of Montreal, Three Rivers and St. Term days in
Francis, every juridical day is reputed to be a term day certain dis-
for all purposes whatever." triots.

2. The last paragraph of the said subsection *b* of the Id., further
said section 2 is amended by striking out the words "In amended.
the district of Montreal only" in the first line thereof, and
replacing them by the following "except in the district of
Montreal."

C A P . X I V .

An Act to amend the act 47 Victoria, chapter 8, respecting
the holding of the Superior and Circuit Courts, and the
Code of Civil Procedure.

[Assented to 9th May, 1885.]

HER MAJESTY, by and with the advice and consent
of the Legislature of Quebec, enacts as follows:

1. Section 11 of the act 47 Victoria, chapter 8, is amended ^{47 V., c. 8, s.}by adding after the words "article 1099" in the last line, ^{11, amended.}the following words "except in the districts of Beauce,
Rimouski and Terrebonne."

2. This act shall come into force on the day of its sanc-Coming into
tion. force.

CAP. XV.

An Act to amend the act respecting District magistrates in this Province.

[Assented to 9th May, 1885.]

HER MAJESTY, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

32 V., c. 23, s. 16, § 1, as amended by 35 V., c. 8, s. 1 further amended. Proviso as to Gaspé and Saguenay.

1. Subsection 1 of section 16 of the act 32 Victoria, chapter 23, as amended by the first section of the act 35 Victoria, chapter 9, is amended by adding thereto the following words :

“ And in the county of Gaspé, including the Magdalen Islands, and also in the county of Saguenay for that part of it extending to the east as far as the Jeremy Islands, ninety-nine dollars.

Coming into force.

2. This act shall come into force on the day of its sanction.

CAP. XVI.

An Act to amend the act respecting the building of the Court House of Quebec, 45 Victoria, chapter 26.

[Assented to 9th May, 1885.]

Preamble.

WHEREAS it is necessary to build the Court House of Quebec of incombustible materials throughout to preserve it from all danger from fire, and to adopt the suggestions of the Bar of Quebec, as to the changes to be made in the interior divisions, and for that purpose it is urgent that an act be passed to authorize the loan of a sum in addition to that authorized by the act 45 Victoria, chapter 26, intituled “ An act respecting the building of the Court House of Quebec”; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

Additional sum of \$50,000 may be borrowed to build Quebec Court House.

1. With a view of meeting the additional expense occasioned in the construction of the Court House of Quebec by the changes made in the interior divisions and by the substitution of iron for wood in the materials used, the Lieutenant Governor in Council may, in addition to the sum of one hundred and fifty thousand dollars which the

act 45 Victoria, chapter 26 allowed to be borrowed, authorize the provincial treasurer to contract an additional loan of fifty thousand dollars.

2. Such additional loan of fifty thousand dollars shall be levied and the repayment shall be made in conformity with the provisions of the said act 45 Victoria, chapter 26. 45 V., c. 26 to govern levying and repayment.

3. This act shall be considered as forming part of the said act 45 Victoria, chapter 26. This act to form part of 45 V., c. 26.

4. This act shall come into force on the day of its sanction. Coming into force.

C A P . X V I I .

An Act to amend the Law respecting Jurors and Juries.

[Assented to 9th May, 1885.]

HER MAJESTY, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

1. Sections 5 and 6 of the act 46 Victoria, chapter 16, respecting jurors and juries, are repealed and replaced by the following : 46 V., c. 16, ss. 5 and 6, repealed

" 5. Whenever it is the duty of the sheriff to renew the lists of jurors, the clerk or secretary-treasurer of every municipality is obliged, whenever the said sheriff so requires it of him in writing, to deliver gratuitously, within the month following such demand, an extract from the valuation roll in accordance with form A, containing the names of all persons inscribed on such roll, domiciled in the municipality, being qualified as grand and petit jurors. Duty of clerk, &c., when sheriff requires him to deliver extract from roll to make list of jurors.

6. Every year, during the month following the homologation or revision of the valuation roll, in any municipality situated wholly or partly within thirty miles of the place in which is held the court of the district in which such municipality is situated, it is the duty of the clerk or the secretary-treasurer, (when the extract above mentioned is not asked for by the sheriff), to deliver to the latter gratuitously a supplementary list, in accordance with form B, containing : Supplementary list to be delivered to sheriff annually.

a. The names of persons who have, since the last extract or supplement, become qualified as jurors ; Contents of such list.

b. The names of all persons who, to his knowledge, have, since the forwarding of the last extract or of the previous supplement, died, or

No longer reside within the limits of the municipality,
or

Have become disqualified or exempt from serving as
jurors; and

c. The names of all persons erroneously entered upon
or omitted from previous extracts or supplements.

What to be
noted in such
supplement, in
cases of per-
sons ceasing to
be jurors.

2. In giving the names of the persons who have ceased
to be jurors since the last extract or previous supplement,
the clerk or secretary treasurer shall identify them cor-
rectly by indicating their status, amount of assessment and
domicile when their names were for the first time for-
warded to the sheriff at the time of the extract or since."

Id., sec. 9, re-
placed.
Juror to be
entered only
once.

2. Section 9 of the said act is replaced by the following :
" 9. In the extract delivered to the sheriff the name of
same person should appear only once as a juror."

Id. sec. 10, re-
pealed.

3. Section 10 of the said act is repealed.

Id. sec. 14, re-
placed.

4. Section 14 of the said act is repealed and replaced by
the following :

Notice to be
given by clerk,
&c., before de-
livering ex-
tract to the
sheriff.
Contents of
notice.

" 14. Before delivering to the sheriff an extract or supple-
ment, the clerk or secretary-treasurer of the municipality
shall give a public notice to the effect :

1st. That such extract or supplement shall be submitted
to the consideration of the municipal council at a general
or special meeting of the council called for that purpose ;

2ndly. That the persons who have a right to be exempt
from serving as jurors in virtue of the law, must ascertain
from the clerk or secretary-treasurer that their names have
been struck from the extract or supplement.

Publication of
notice.

2. Such notice shall be published fifteen days before the
meeting of the municipal council, in the following manner :

1st. In cities and towns it is published twice a week
during two consecutive weeks in a newspaper published
in the French language and in a newspaper published in the
English language, or in both languages in the same news-
paper if there is only one newspaper published in the
locality ;

2ndly. In all other parts of the province it is published
in the manner prescribed by the Municipal Code for the
publication of public notices.

Examination,
&c., of extract
&c., by coun-
cil.

3. The municipal council shall, at the meeting convened
as aforesaid, examine the extract or list, make all correc-
tions therein as it deems necessary, and approve the same,
after having ascertained, with all possible care, that the
names of all persons who are disqualified or exempt from
serving as jurors are not therein entered.

In testimony of such approval, the extract or supplement is signed by the head of the Council or councillor ^{Signature of mayor when approved.} presiding at such meeting and also by the clerk or secretary-treasurer."

5. Section 17 of the said act is amended by striking out ^{Id. sec. 17, amended.} in the second line the words "or of the supplement."

6. Section 22 of the said act is repealed and replaced by ^{Id. sec. 22, replaced.} the following :

"22. The lists of jurors are revised by the sheriff once a ^{Revision of lists of jurors.} year.

Such revision shall be terminated as soon as possible, ^{When.} but not later than three months after the date of the reception of such lists. It is based upon the information con- ^{Upon what based.} tained in the lists obtained from the municipalities under the law."

7. Section 23 of the said act is amended by replacing ^{Id. s. 23, § 2 replaced.} paragraph 2 thereof by the following :

"2. By adding to the jury lists the names and surnames ^{New jurors.} in full, with the residence and occupation, of all persons indicated as new jurors in the supplements."

8. Section 31 of the said act is replaced by the follow- ^{Id. sec. 31, replaced.} ing :

"31. Upon such order, the sheriff prepares such ^{New lists.} lists in conformity with the law and in accordance with the information contained in the extracts furnished to him ; and the old lists remain in force until the completion of the new ones.

9. Form "A" of the said act is replaced by form A ^{Form "A" replaced.} hereunto annexed.

CAP. XVIII.

An Act to amend the Act 47 Victoria, chapter 14, intituled:
 “An Act respecting notifications, protests and services.”

[Assented to 9th May, 1885.]

HER MAJESTY, by and with the advice and consent
 of the Legislature of Quebec, enacts as follows :

1. The first two lines of the French version of the first French ver-
 clause of the second paragraph of section 1 of the act 47 sion of 47 V.,
 Victoria, chapter 14, are replaced by the following : c. 14, s. 1,
 “2. A l’exception des notifications, sommations, protêts amended.
 et significations qui précèdent, les autres notifications”

2. This act shall come into force on the day of its sanc- Coming into
 tion. force.

CAP. XIX.

An Act to amend the Act 47 Victoria, chapter 13, intituled:
 “An Act to render valid certain registrations and to
 amend certain articles of the Civil Code.”

[Assented to 9th May, 1885.]

HER MAJESTY, by and with the advice and consent
 of the Legislature of Quebec, enacts as follows :

1. Article 2145a of the Civil Code, enacted by section 5 Civil Code
 of the act 47 Victoria, chapter 13, is amended by adding art. 2145a,
 thereto the following paragraph : amended.

“The certificate of registration is *prima facie* proof of its
 contents.”

2. Article 2147a of the Civil Code, enacted by section 6 Civil Code
 of the act 47 Victoria, chapter 13, is amended by adding art. 2147a,
 to the last paragraph thereof the following words : “and amended.
 is *prima facie* proof of its contents.”

3. This act shall come into force on the day of its sanc- Coming into
 tion. force.

C A P . X X .

An Act to amend the Civil Code and the Code of Civil Procedure.

[Assented to 9th May, 1885.]

HER MAJESTY, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

AMENDMENTS TO THE CIVIL CODE.

C. C. art. 1543, amended. **1.** Article 1543 of the Civil Code is amended by adding thereto the following paragraph :

Limitation of right in case of insolvency. "In the case of insolvency such right can only be exercised during the fifteen days next after the delivery."

C. C. art. 1896, amended. **2.** Article 1896 of the said Code is amended by adding thereto the following paragraphs :

Appointment of liquidators. "If a partnership be dissolved or a judicial demand be made for such dissolution, the court or the judge, upon the demand of one of the partners, after notice given to the others, has power to appoint one or more liquidators.

Oath to be taken by them. The liquidators so appointed shall be sworn to well and faithfully perform the duties of their office ;

Notice of their appointment. They immediately give notice of their appointment by an advertisement to that effect published in the Quebec Official Gazette and in two newspapers, one in the French and the other in the English language, published at the place of business of the partnership or at the nearest place, and in such other manner as the court or judge may prescribe.

Become seized of assets. They become *pleno jure* seized of the assets of the partnership for the purpose of the liquidation ; they furnish the security prescribed by the court or judge, and are in all respects subject to the summary jurisdiction of such court or judge.

Security to be furnished by them. They possess all the powers and are subjected to all the obligations of judicial sequestrators, with the exception of the putting into possession, which is done without the intermediary of a bailiff.

Subject to summary jurisdiction of courts, &c. Acts, exceeding those of administration, cannot be performed by the liquidators without the consent of all the partners, and, in default of such consent, only with the approval of the court or judge, after previous notice to the members of the partnership.

Their powers. The remuneration of the liquidators is fixed by the court or judge.

Acts exceeding administration.

Remuneration of liquidators.

Proceedings respecting the appointment of liquidators and the performance of the duties of their office are summary. Proceedings respecting appointment are summary.

Provisional execution takes place notwithstanding the appeal, saving the right of the court to which the cause is taken in appeal to summarily suspend such execution. Provisional execution notwithstanding appeal.

Two judges of the court seized of the appeal may also give such order for suspension after notice to the adverse party. Power of two judges to stay execution.

3. Article 2272 of the said Code is amended by substituting the figures "47" for the figures "57" in the second line of paragraph 5. C. C. art. 2272, amended.

AMENDMENTS TO THE CODE OF CIVIL PROCEDURE.

4. Article 1 of the Code of Civil Procedure, as amended by the acts 37 Victoria, chapter 8, section 6, and 47 Victoria, chapter 8, section 3, is further amended by adding thereto the following paragraph: C. C. P. art. 1, amended.

"Notwithstanding the preceding provisions, the proceedings under articles 645, 663, 678, 679, 680, 712, 720, 730 and 763 to 780 of this Code, inclusively, may be had upon any juridical day." Certain proceedings may be had on any juridical day.

5. Article 92 of the said Code is amended by striking out the last paragraph thereof. Id. art. 92, amended.

6. The following articles are added to the said Code after article 343: Articles added after art. 343 of C. C. P.

"343a. Except in actions to annul a marriage, for separation of property or from bed and board, to obtain the dissolution of a corporation or the annulling of letters patent, or in which the parties are minors or legally incapable, and in all cases of public interest, the Superior Court or the Circuit Court may, on the written demand of the parties and of their attorneys *ad litem*, refer all or any of the issues, either of fact or of law, to the decision of one or more practising advocates appointed according to the manner determined by the consent. Except in certain cases courts may refer issues to practising advocates.

343b. The referees appointed who do not accept the office shall be replaced by others, and the majority shall be a quorum. Replacing referees who refuse to act.

343c. Before proceeding they shall be sworn to well and faithfully perform their duties, either before the judge, the prothonotary, a commissioner of the Superior Court, or the clerk of the Circuit Court, as the case may be. Oath to be taken by referees and before whom.

343d. The trial before such referees is conducted in cases without a jury before the court; and the referees How case is tried before referees.

Powers of referees.

shall, for such purpose, have all the powers of such court or judge.

Clerk may be appointed.

The referees shall have power to appoint a clerk to assist them.

Proceedings where to be filed.

343e. All the proceedings in the case are filed in the office of the prothonotary or clerk, as the case may be, of the court of the district in which they are had.

Transmission of record in certain cases.

In case they are had in a district other than that in which the case was brought, the record shall, upon the order of the referees, be transmitted in the manner prescribed by articles 241 and 242 of this code.

Report to be in writing and when to be filed.

343f. The report of the referees shall be in writing and be filed, within sixty days after the final hearing of the parties, in the office of the prothonotary or clerk of the court of the place in which the case was pending at the time of the appointment of the referees.

Notice if report not filed.

In default of which, either party may cause a notice to be served upon the attorney of the adverse party that he intends to end the reference.

Effect of notice.

Upon the filing of such notice in the office of the prothonotary or clerk, as the case may be, the case is continued as if it had not been referred.

Certain proceedings, &c., to remain of record.

However, the proceedings had and proof adduced before the referees form part of the record as if they had been had and taken before the court.

Appointment of referees may be cancelled.

The court may also, upon demand of either of the parties, cancel the appointment of the said referees if they do not proceed with diligence to the hearing of the case.

Duties of referees upon statements submitted to note findings.

343g. On the statement of facts and propositions of law which may be submitted by the parties to the referees, it shall be the duty of the latter to decide what are pertinent to the issue and to note in the report their findings on each.

Report not invalid if not so noted.

The omission to note the same shall not however invalidate the report.

Draft of judgment to be in report.

343h. The referees shall further in their report set out the text of the judgment to be drawn up.

Power of court, &c., on application to homologate report.

343i. On the application to homologate the report, the court or judge may examine into the grounds of any nullity which may affect the report, but cannot inquire into the merits of the contestation.

Report to be homologated in certain cases.

If no ground of nullity be found in the report, the court or judge orders that judgment be entered up by the prothonotary or clerk, as the case may be, in accordance with the report.

No review if report by three referees and unanimous.

343j. If the reference is had before three or more referees and their report is unanimous the judgment based thereon shall not be subject to review by three judges, and the appeal is brought directly to the Court of Queen's Bench.

343*k*. In appeal, the court shall inquire into the merits of the contestation as well as the grounds of nullity of the referees' report." Duties of court in appeal.

7. The following article is added to the said Code after article 467. Art. 467*a*, added.

"467*a*. In cases of *capias*, attachment before judgment, attachment for rent, conservatory attachment, and in all cases of urgency, the writ may be issued outside office hours without having judicial stamps thereon, provided that the amount of such stamps be deposited with the officer issuing the writ, who is bound to affix the stamps upon the *fiat* as soon as possible." Writs of *capias*, &c., may be issued without stamps. Proviso.

8. Article 221 of the said Code is repealed and replaced by the following : Id. Art. 221, replaced.

"221. The parties may be examined upon articulated facts, pertinent to the issue, and as witnesses, as soon as the pleas are filed, upon the facts in issue as then joined." Examination of parties upon articulated facts and as witnesses.

9. Article 573 of the said Code is amended by striking out the word "and" in the first line and by adding, after the word "Montreal" in the same line, the words "and of Three Rivers and in the town of Sorel." Id. art. 573, amended.

10. Article 601 of the said Code is amended by adding after the word "sheriff" the words "or bailiff, four days after the sale." Id. art. 601, amended.

11. Articles 645, 663, 678, 679, 680, 688, 692, 712, 720, 730, 735, 736, 737 and 738 of the said Code are amended by adding after the word "court" in each of these articles the words "or the judge." Certain articles of C. C. P. amended.

12. Article 812 of the said Code is amended by adding thereto the following : Id. art. 812, amended.

"The commissioner cannot issue a similar warrant at the *chef-lieu* of a district unless it be established before him by affidavit that it was impossible for the plaintiff or his agent to obtain such writ of *capias* from the prothonotary or his deputy." Commissioner not to issue warrant, except in certain cases.

13. Article 813 of the said Code is amended by substituting the word "sheriff," for the word "gaoler," in the third line thereof. Id. art. 813, amended.

14. Article 1335 of the said Code is repealed and replaced by the following : Id. art. 1335, replaced.

Power of curator to sell immovables, &c., upon certain conditions.

" 1835. He may sell the immoveables and shares or stock in manufacturing or financial associations, by following the formalities established by law for voluntary licitations, upon the advice of the parties interested present at a meeting convened for that purpose in the manner prescribed by the judge.

Proviso as to immovables.

Such sale as respects immoveables cannot be had except with the consent of the hypothecary creditors."

C A P . X X I .

An Act to amend article 494 of the Code of Civil Procedure of Lower Canada.

[Assented to 9th May, 1885.]

HER MAJESTY, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

C. C. P. art. 494, amended.

1. The following paragraph is added to article 494 of the Code of Civil Procedure of Lower Canada, as replaced by the act 34 Victoria, chapter 4.

Reviews from judgments concerning municipal corporations.

" 4. From all judgments in matters concerning municipal corporations and municipal offices, on proceedings taken in virtue of chapter ten of title second of book second of the second part of this code."

C. C. P. art. 497, replaced.

2. Article 497 of the said Code is repealed and replaced by the following :

Deposit with inscription in review.

" 497. This review cannot be obtained, until the party demanding it has deposited, in the office of the prothonotary of the Court which rendered the judgment, and within eight days from the date of such judgment, a sum of twenty dollars, if the amount of the suit does not exceed four hundred dollars, or of forty dollars if the amount of the suit exceed four hundred dollars, if the review is taken in virtue of paragraph 4 of article 494, or if it be a real action; together with an additional sum of three dollars for making up and transmitting the record, when the judgment has been rendered elsewhere than in the cities of Quebec and Montreal.

The amount thus deposited is intended to pay the costs of the review incurred by the opposite party, if the court should grant them, if not, it is returned to the party by whom it was deposited."

Ed. Art 500, added.

3. The following article is added after article 500 of the said Code.

"500a. Cases instituted in virtue of paragraph 4 of article 494 have precedence over all other cases." Precedence of certain cases.

4. The act 45 Victoria, chapter 33 is repealed. 45 V., c. 33, repealed.

5. This act shall come into force on the day of its sanction. Coming into force.

C A P . X X I I .

An Act to amend the Code of Civil Procedure, in so far as it concerns abandonment of property.

[Assented to 9th May, 1885.]

HER MAJESTY, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

ABANDONMENT AND ASSIGNMENT OF PROPERTY.

1. Article 763 of the Code of Civil Procedure is repealed and replaced by the following : C. C. P. art. 763, replaced.

"763. Any debtor, arrested under a writ of *capias ad respondendum*, and every trader who has ceased his payments, may make a judicial abandonment of his property for the benefit of his creditors. Abandonment of property by certain debtors.

In the absence of *capias* no abandonment can be made, if the debtor has not been so required as hereinafter provided. Demand required if no *capias* has been issued.

763a. Every trader who has ceased his payments may be required to make such abandonment by a creditor whose claim is unsecured for a sum of two hundred dollars and upwards." Traders may be required to make abandonment.

2. Article 764 of the said Code is amended by striking out the words "in the prothonotary's office," and by adding at the end of the article the following paragraph : Id. art. 764 amended.

"The abandonment is made in the office of the prothonotary of the Superior Court of the district wherein issued the *capias*, and in the absence of *capias*, of the district of the place where the debtor has his principal place of business, and, in default of such place, of the place of his domicile." Abandonment where made.

3. Article 765 of the said Code is repealed and replaced by the following : Id. art. 765, replaced.

"765. The debtor must give notice of the abandonment, by inserting an advertisement to that effect in the Que- Notice of abandonment.

bec Official Gazette and by a registered notice sent by mail to the address of each of his creditors.

Contents of notice sent to creditors.

The notice addressed to the creditors must contain a list of the creditors of the debtor, mentioning the amount due to each.

Notice may be given by creditor.

In default of such notices being given by the debtor, any creditor may give them himself."

Id. arts. 768 and 769, replaced.
Appointment of provisional guardian.

4. Articles 768 and 769 of the said Code are repealed and replaced by the following :

" 768. Immediately after the filing of the statement, the prothonotary appoints a provisional guardian, whom he, as far as possible, selects from among the most interested creditors who, either personally or by a person whom he delegates for that purpose, takes immediate possession of all the property liable to seizure and the books of account of the debtor.

His powers.

The guardian may summarily dispose of any perishable goods and may take conservatory measures under the direction of the judge, or, in the absence of the latter, of the prothonotary.

Appointment of curator.

The abandonment being made, the court or the judge, upon demand of a party interested and after taking the advice of the creditors of the debtor convened for that purpose, appoints a curator to the property of the debtor.

Appointment of inspectors.

Inspectors or advisers may also be appointed at this or any subsequent meeting.

Convening meeting.

The meeting shall be convened within a short delay and in the manner which the court or judge deems suitable.

Transmission of record.

The record of the proceedings upon the abandonment is then transmitted to the prothonotary of the Superior Court of the district in which the debtor has his place of business.

Suspension of proceedings after abandonment.

769. After the abandonment, any proceeding by way of attachment, attachment for rent or attachment in execution against the movables of the debtor is suspended ; and the guardian or the curator has a right to take possession of the goods seized, upon serving by a bailiff a notice of his appointment upon the seizing creditor or upon his attorney or the bailiff entrusted with the writ ;

Costs subsequent to notice.

The costs upon such attachment, made after the notice, or, in the absence of such notice, incurred by a creditor after he had knowledge of the abandonment, either personally or by his attorney or by the bailiff, and in all cases, the costs of attachment made eight days after the notice given by the debtor or the curator, cannot be collocated upon the property of the debtor when the proceeds are distributed in consequence of the abandonment."

5. Article 770 of the said Code is repealed and replaced by the following : Id. art. 770, replaced.

"770. The curator is bound to make his appointment known by an advertisement in the Quebec Official Gazette and by a registered notice transmitted by mail to the address of each creditor. Notice of appointment of curator.

In such notice, the curator shall call upon the creditors to file their claims with him within a delay of thirty days. Contents of such notice.

770a. The curator appointed may be required to give security, the amount whereof is fixed by the court or judge, and he is subject to the summary jurisdiction of the court or judge. Security to be given by curator.

Such security may be given in favor of the creditors of the debtor generally without mentioning their names." How to be given.

6. Article 772 of the said Code is amended by striking out the second paragraph and substituting the following therefor : Id. art. 772, amended.

" The curator may, with the permission of the court or judge, upon the advice of the creditors or inspectors, exercise all the rights of action of the debtor and all the actions possessed by the mass of the creditors. Powers of curator to exercise rights of action of debtor, &c.

The curator may sell the debts and movables and immovables of the debtor in the manner indicated by the court or judge, upon the advice of the parties interested or the inspectors. To sell debts, movables, &c.

Upon the demand of the curator, authorized by the creditors or by the inspectors, or upon the demand of an hypothecary creditor, of which demand sufficient notice must be given to the debtor, the court or judge may authorize the curator, or command him, to issue his warrant addressed to the sheriff of the district where the immovables are situated, requiring him to seize and sell such immovables. To issue warrant addressed to the sheriff to sell real estate.

The sheriff is bound to execute such warrant, without its being necessary to make any service upon the debtor, but by otherwise observing the same formalities as in the case of a writ *de terris* ; and all proceedings subsequent to the issue of the warrant are had in the Superior Court." Duties of sheriff in such case.

7. The following article is added to the said article 772, as amended : Id. Art. 772a, added.

"772a. The monies realized by the curator from the property of the debtor shall be distributed among the creditors by means of dividend sheets prepared after the expiration of the delays to file creditors' claims, and are payable fifteen days after notice is given of the preparation of such dividend sheets. Distribution of monies realized. Notice of such.

Such notice is given by the insertion of an advertisement in the Quebec Official Gazette and by a registered notice Notice how given.

sent by mail to the address of each of the creditors of the debtor who have filed their claims or who appear upon the list of creditors furnished by him.

Contestation of claims.

The claims or dividends may be contested by any party interested.

Proceedings upon contestation.

The contestation for such purpose must be filed with the curator, who is bound to transmit it immediately to the prothonotary of the Superior Court of the district, in which the proceedings upon the abandonment are then deposited, or to such other district as the parties interested in the contestation may agree upon, and such contestation is proceeded upon and decided in a summary manner."

Id. art. 773, replaced.

8. Article 773 of the said Code is repealed and replaced by the following :

Contestation of statement.

"773. Any creditor may contest the statement, by reason :

1. Of the omission to mention property of the value of eighty dollars ;

2. Of any secreting by the debtor, within the year immediately preceding the institution of the suit, or since, of any portion of his property, with intent to defraud his creditors ;

3. Of fraudulent misrepresentations in the statement, with respect to the number of his creditors or the nature or amount of their claims.

Delay to contest restricted in certain cases.

In cases where the debtor has given notice of the abandonment of his property to his creditors, as above prescribed, the delay to contest the statement is restricted, as to the creditors to whom the notice is sent, to four months from the date of sending such notice."

Id. art. 776, amended.

9. Article 776 of the said Code is amended by adding thereto the following paragraph :

Penalty for not producing statement, &c.

"If the debtor, discharged upon bail, does not produce his statement and declaration within the thirty days mentioned in article 766, such debtor and his sureties are subject to the same penalties and recourse as hereinabove."

Id. art. 778, amended.

10. Article 778 of the said Code is amended by striking out the words "under execution."

Id. art. 780, replaced.

11. Article 780 of the said Code is repealed and replaced by the following :

Appointment of guardian, &c., in case where *capias* could not be executed or defendant has left province.

"780: In cases where a *capias* could not be executed by reason of the absence of the defendant, or because he could not be found, and in all cases in which the defendant has left the province or no longer resides therein and has ceased his payments, there may, after notice to the defendant or debtor, in the manner prescribed by the court

or judge, be appointed a guardian and curator, whose powers and obligations shall be the same as if appointed after an abandonment of property."

12. Article 799 of the said Code is repealed and replaced Id. art. 799, replaced.
by the following :

"799. The writ may also be obtained if the affidavit Writ may be also obtained upon certain affidavit.
establish, besides the debt, that the defendant is a trader, that he has ceased his payments and has refused to make an assignment of his property for the benefit of his creditors."

13. Article 834 of the said Code is amended by striking Id. art. 834, amended.
out the words "is notoriously insolvent, that he has refused to arrange with his creditors or to make an assignment to them or for their benefit, and that he still carries on his business" ; and by substituting therefor the words "has ceased his payments and has refused to make an assignment of his property for the benefit of his creditors."

CERTAIN SALES HAVING THE EFFECT OF SHERIFF'S SALES.

14. The said Code is amended by adding thereto after article 711 the following articles :

"711a. The sale of immoveables, situate in this province, made by liquidators in virtue of section 35 of the Federal Act, 45 Victoria, chapter 23, and followed by the formalities hereinafter mentioned, has the effect of a sheriff's sale. Articles added after 711 of C. C. P. Certain sales under 45 V., C. c. 23, have effect of sheriff's sales if certain formalities are observed.

"711b. A copy of the deed of sale and the certificate from the registrar mentioned in article 965 of this code must be deposited with the liquidator. Deposit of deed of sale and registrar's certificate with liquidator.

"711c. Notice of such deposit, with mention of the names of those who possessed the immoveable during the last three years, must be given, during one month in the Quebec Official Gazette, and be read and posted at the place and in the manner mentioned in article 952 of this code on the second Sunday preceding the delays for bidding hereinafter mentioned. Notice of such deposit to be published.

"711d. During the fifteen days following the last insertion of the notice in the Official Gazette, any creditor of the company in liquidation and any person having hypothecary or real rights upon the immovable sold, have the right to offer an increase over the purchase price mentioned in the deed of sale, provided such increase be at least one-tenth of the whole price and that the bidders offer beside to refund to the purchaser his costs and lawful disbursements, and give him for that purpose security in the ordinary manner or deposit a sum sufficient for that purpose in the discretion of the court or judge, reserving the subsequent completion of the precise amount. Power of hypothecary creditors to offer an increase over purchase price. Proviso.

Powers of other
creditors to
offer increase.

711e. Any other creditors of the company, and any other persons having hypothecary or real rights upon the immovable sold, may in like manner, and under the same conditions, outbid upon the first increase and may continue outbidding each other, provided that such subsequent increased bid be not less than twentieth of the purchase price, over and above the costs and lawful expenses.

Proviso.

Right of purchase to keep
immovable at
highest bid.

711f. The purchase may however keep and retain the immovable at the amount of the highest bid legally offered."

C A P . X X I I I .

An Act to amend article 1054 of the Code of Civil Procedure, as amended by section 9 of the act 34 Victoria, chapter 4, section 31 of the act 35 Victoria, chapter 6, and section 9 of the act 47 Victoria, chapter 8, and also article 68 of the Code of Civil Procedure.

[Assented to 9th May, 1885.]

HER MAJESTY, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

C. C. P. art.
1054, further
amended.

1. Article 1054 of the Code of Civil Procedure, as amended by the act 34 Victoria, chapter 4, section 9, the act 35 Victoria, chapter 6, section 31, and the act 47 Victoria, chapter 8, section 9, is further amended by adding, after the word "Sherbrooke" in the last line of said section 9 of the act 47 Victoria, chapter 8, the words "and in the city of St. Hyacinthe, the town of St. Germain de Rimouski, the village of Arthabaskaville, and the town of St. Johns."

Certain suits
not to be
within juris-
diction of
Circuit Court.

2. In consequence of the preceding amendment, all appealable cases commenced in the Circuit Court sitting in the city of St. Hyacinthe, the town of St. Germain de Rimouski, the village of Arthabaskaville and the town of St. Johns, in which judgment has not been rendered, shall, from the date of the passing of this act, cease to be within the jurisdiction of such Circuit Court.

Proceedings
to be taken in
Superior Court.
Transfer of
records, &c.

3. The proceedings to be taken and judgments to intervene shall be taken and rendered before the Superior Court; and the books, archives and records of the Circuit Court, respecting any such case, shall, immediately after the coming into force of this act, belong to the Superior Court, and shall be thereto transmitted within a short delay.

4. Subsection *b* of section 2 of the act 47 Victoria, 47 V., c. 8, s. chapter 8 is amended by adding after the words "St. Francis," in the first and third paragraphs thereof, the words "and St. Hyacinthe." ^{2, § b. amended.}

5. Article 68 of the said Code of Civil Procedure is amended by adding thereto the following paragraph : ^{C. C. P. art. 68, amended.}

"The order need not be published at length, but may be in the form annexed to this act. ^{Form of order calling in defendant.}

6. This act shall come into force on the day of its sanction. ^{Coming into force.}

FORM OF ORDER UNDER ARTICLE 63.

PROVINCE OF QUEBEC,)
 District of) In the Court.
 W. S. of the (*residence and occupation*), Plaintiff,
 J. I., of the (*residence and occupation*), Defendant.

The defendant is ordered to appear within two months.

(*Date.*)

A. B.,
 P. S. C., or C. C. C.

C A P . X X I V .

An Act to amend article 1323 of the Code of Civil Procedure.

[*Assented to 9th May, 1885.*]

WHEREAS doubts have arisen as to the interpretation ^{Preamble.} to be given to articles 1323 of the Code of Civil Procedure and 663 of the Civil Code, and whereas the Code of Civil Procedure seems to be in contradiction with article 663 of the Civil Code ; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

1. Article 1323 of the Code of Civil Procedure is repealed ^{C. C. P. art. 1323, replaced.} and replaced by the following :

Benefit of inventory when granted.

" 1323. Benefit of inventory is only granted on condition of rendering an account and paying to such person as may be entitled thereto whatever monies may be received, and the beneficiary heir shall, if thereunto required, as provided by article 663 of the Civil Code, give security to the amount and in the manner fixed by the court or judge."

C A P . X X V .

An Act to authorize prothonotaries of the Superior Court to deliver certified copies of the registers of civil status in their possession, when the other duplicate has been destroyed by fire or otherwise.

[Assented to 9th May, 1885.]

Preamble.

WHEREAS it is in the public interest that each parish should possess and preserve a copy of the registers of civil status intended to record births, marriages and burials; and whereas, when the said registers of civil status of a parish or a portion thereof have been destroyed by fire, or in any other manner, it is expedient that such parish should be able to procure an authentic copy of such registers or the portion thereof so destroyed; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

Certain duplicates of registers of civil status that are destroyed may be replaced.

1. When the registers of civil status of a parish or a portion thereof have been destroyed by fire or in any other manner, the priest and churchwardens of the *fabrique* of such parish may, after resolution to that effect establishing the loss and destruction of such registers or a portion thereof, cause to be delivered by the prothonotary of the district, in whose office are deposited the registers of civil status of such parish, or by the clerk of the circuit court, the depository of, or having the custody of such registers, a copy of such registers or of any portion thereof which have been destroyed as aforesaid.

Duty of custodian to furnish copies.

2. Every prothonotary or clerk, having the custody of the registers of civil status of such parish, shall be bound to deliver, within a reasonable time, an authentic copy of all registers or any portion thereof required by any priest in charge or other person authorized upon resolution of the *fabrique* of such parish as aforesaid.

3. The priest and churchwardens of the *fabrique* of any parish, requiring, in virtue of this act, copies of certain registers or of portions thereof, shall furnish the registers and books necessary for such purpose, which shall be numbered and paraphed in the manner prescribed by law. Registers for such copies to be supplied by persons requiring same.

4. The fees of any prothonotary or clerk, for all copies of registers of civil status or of any portion thereof, required in virtue of this act, shall be as follows: six cents for a copy of each certificate of baptism or burial and eighteen cents for each certificate of marriage. Fees for copies.

5. The certificate of authenticity of the said copies of registers or portion thereof shall be delivered by the prothonotary or clerk of the said district and shall be inscribed after the last entry in each book or register. Entry of certificate of authenticity.

6. Every such copy of registers, authenticated and delivered as aforesaid, shall be considered as an original register; and the extracts, certified by the parish priests, curates, or priests in charge of the said parish, depositaries of the said registers, shall be authentic; but the said parish priest or priest in charge shall be bound to declare, in the said extracts which he shall deliver, that the said registers are copies, so certified, of the only existing duplicate of the said registers. Copy to be considered as original. Contents of certificate upon extracts therefrom.

7. The copy so made of the said registers shall be a *fac simile* of the sole existing duplicate, in so far as it must contain and reproduce all the words struck out, the marginal notes, lengthened lines or interlineations that may be in the latter, as well as the certificate which certifies as to the number thereof, strictly following the same spelling. How such registers are to be copied.

8. This act shall come into force on the day of its sanction. Coming into force.

C A P . X X V I .

An Act to extend certain provisions of the act 38 Victoria, chapter 15, respecting the Cadastre.

[Assented to 9th May, 1885.]

WHEREAS, since the passing of the act 38 Victoria, chapter 15, certain proprietors have subdivided and sold, in lots, certain lands, without having previously pre- Preamble.

pared a plan and book of reference, as required by article 2175 of the Civil Code, and whereas serious inconvenience has arisen to the actual holders of such lands; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

Application of
act 38 V., c.
15, s. 2.

1. The provisions of the act 38 Victoria, chapter 15, section 2, are continued and apply to what has taken place previous to the passing of this act, but shall not be interpreted as permitting, for the future, the making of plans and books of reference, otherwise than in accordance with the provisions of the said article 2175 of the Civil Code and of the said act, 38 Victoria, chapter 15.

Coming into
force.

2. This act shall come into force on the day of its sanction.

C A P . X X V I I .

An Act to amend the act 38 Victoria, chapter 34, for the better regulation of burials.

[Assented to 9th May, 1885.]

HER MAJESTY, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

38 V., c. 34, s.
1, 2 and 15,
amended, to
apply to pri-
vate vaults.

1. Sections 1, 2 and 15 of the act 38 Victoria, chapter 34, are amended so as to render them applicable to private or family vaults.

38 V., c. 34,
amended, and
s. 4a added.
Special hearse
in times of epi-
demic.

2. The following section is added to the said act after section 4 thereof.

Hearse to be
disinfected be-
fore being used
after epidemic
disappears.

"4a. In every parish comprising one hundred families or more, the bodies of persons, who have died from epidemic disease, shall be transferred to the place of burial in a vehicle or hearse specially kept for that purpose; and after the epidemic has disappeared, no person shall be permitted to make use of such vehicle or hearse before it has been thoroughly disinfected."

Burials in ce-
meteries.

3. In all burials in a cemetery, the coffin shall be covered with at least three feet of earth.

CAP. XXVIII.

An Act to amend certain articles of the Municipal Code.

[Assented to 9th May, 1885.]

HER MAJESTY, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

1. Article 23 of the Municipal Code is amended by striking out, in the fourth, fifth and sixth lines thereof, the words "from the first day of the month of January, following the time when such territory falls within the required conditions", and replacing them by the following "as soon as such territory falls within the required conditions." Municipal Code art. 23, amended.

2. Article 40 of the said Code is amended by striking out the words "From the first day of the month of January which follows the approval by the Lieutenant-Governor of the resolution declaring such union." Id. art. 40, amended.

3. Article 42 of the said Code is amended by striking out the words "from the first day of the month of January which follows the publication of the resolution." Id. art. 42, amended.

4. Article 46 of the said Code is amended by striking out the words "From the first day of the month of January which follows the approval of the Lieutenant-Governor." Id. art. 46, amended.

5. The following words are added to article 82 of the said Code. Id. art. 82, amended.

"Or the municipal corporation bound for the payment of the common debts and obligations may also, after three months' notice duly served, claim and exact directly from the municipal corporation, charged with the administration of any portion of territory bound for such debts and obligations, the whole share collectively due by all the proprietors or occupants of taxable property comprised in such portion of territory. Exaction of payment of common debts, after notice by corporation bound therefor, from certain corporation.

The corporation, charged with the administration of any such portion of territory so bound, may recover from the rate-payers bound for such debts and obligations, by means of assessments or by-laws which it shall make for such purpose, the amounts which it has so paid." Recovery of amount from rate-payers by such corporation.

6. The first clause of article 293 of the said Code is repealed and replaced by the following : Id. art. 293, amended.

First elections
in newly erect-
ed municipal-
ities.

"In every newly erected local municipality, the first general election of councillors must be held at the same hour on the day fixed by the warden of the county, which day shall not be less than fifteen, nor more than thirty days, after the territory falls within the conditions required to form a new municipality in the case of articles 29, 31, 35 and 37; and in the case of articles 32, 37a and 39, the first general election must be held, in the same manner, on a day which shall not be less than fifteen, nor more than thirty days, after the date of the publication of the resolution."

Id. 301, § 4,
replaced.

7. Paragraph 4 of article 301 of the said Code is replaced by the following:

Imprisonment
upon convic-
tion.

"4. To cause such offender to be imprisoned upon such conviction in the common gaol of the district, or in any house or other place of detention within the limits of the municipality of the county, for a period not exceeding ten days."

Id. art. 307,
amended.

8. Article 307 of the said Code, as amended, is further amended by adding at the end of the first paragraph the following words:

Entry in mi-
nutes of pro-
ceedings of
council

"And the proceedings of such meeting shall be reduced to writing, either on the books of the proceedings of the said council or in a document which will form part of the archives of the said council."

Id. art. 476a,
added.

9. The following article is added after article 476 of the said Code:

Wire fences.

"476a. To order that fences be made of wire along municipal roads at the places which the council shall deem expedient."

Id. art. 488a,
amended.

10. Article 488a of the said Code is amended by adding thereto the following words "and to exercise all the powers granted to village municipalities by articles 637, 637a, 638, 639 and 640, under the same conditions and formalities."

Id. art. 515,
amended.

11. Article 515 of the said Code, as amended, is further amended by adding, after the words "under the present article" at the end of the fifteenth line in the third paragraph, the following words: "as well as the costs occasioned for the erection and repair of the place absolutely required for registry offices."

Id. art. 582a,
added.

12. The following article is added after article 582 of the said Code as amended:

"582a. To require and exact, for the granting of a license, Licenses for non-residents. under the previous article, a higher price from persons who do not reside in the municipality than from those resident therein, provided such price shall not exceed forty dollars for carters or common carriers."

13. Article 712 of the said Code, as amended, is further Id. art. 712, amended. amended by adding, at the end of the first paragraph, the following words "as well as the buildings in which are held the circuit courts and registry offices."

14. Article 767 of the said Code, as amended, is further Id. art. 767, amend. amended by adding thereto the following words:

"Provided always that the opening of such street has Proviso as to opening of street. become necessary owing to the sale of some lots bordering on such street."

15. Article 793 of the said Code, as amended, is further Id. art. 793, amended. amended by striking out the words "at last ten" in the second line of the fourth paragraph and replacing them by the word "fifteen" and by adding, at the end of the fourth clause thereof, the following words "which notice may be given by registered letter and shall be at the cost of the person giving it."

16. The following article is added after article 795 of the Id. art. 795a, added. said Code.

"795a. If it concerns a front road of two ranges, the Division of works on front road of two ranges in certain manner. municipal council may pass a by-law to divide the said road across for the purposes of maintenance, so that each proprietor or occupant of land shall keep the whole width of the said road upon one-half of the breadth of his land, except in cases where the nature of the soil or other obstacles shall render such division unjust; and, in default of agreement between the parties interested respecting such division, the road inspector of the division shall, upon request of one of the parties, make the division himself."

17. The following article is added after article 926 of Id. art. 926a, added. the said Code.

"926a. The right of appeal in all cases mentioned in Right of appeal as to water-courses. article 926 equally exists when a water-course is in question."

18. Article 1061 of the said Code, as amended, is further Id. art. 1061, amended. amended by adding, after paragraph 3, the following paragraph:

"4. From every refusal to homologate a proces-verbal Right of appeal from refusal by by a county council, sitting otherwise than in appeal, and

county council, in certain cases, to homologate process verbal, &c. from the dismissal, by any county council or any superintendent, of any petition requiring the opening, construction enlarging, changing, altering or maintenance either of a road, bridge or water-course which is or should be under its jurisdiction."

C A P . X X I X .

An Act to add certain provisions to the act respecting Partnerships, being chapter 65 of the Consolidated Statutes for Lower Canada.

[Assented to 9th May, 1885.]

HER MAJESTY, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

C. S. L. C. c. 65, amended. 1. The following provisions are added after the schedule to chapter 65 of the Consolidated Statutes for Lower Canada respecting partnerships :

Declaration to be made by trader who, without having partners, uses a style indicating a plurality of members. " 8. Every person in the province of Quebec, who is, or who hereafter may be, engaged in business for trading, manufacturing or mechanical purposes, or for purposes of construction of roads, dams, bridges or other buildings, or for purposes of colonization or settlement or of land traffic, and who is not and shall not be associated in partnership with any other persons, but who uses or shall use alone, or who uses or shall use with his own name as his business style some name or designation other than his own name alone, or who uses or shall use his own name with the addition of "and company," or some other word or phrase indicating a plurality of members under the said style, shall cause to be delivered to the prothonotary of the Superior Court of each district and to the registrar of each county, in which such person carries on, or intends to carry on, business, a declaration in writing, signed by such person.

Form and contents of declaration. 9. Such declaration shall be in the form or in the terms of schedule A, annexed to this act, and shall contain the name, surname, quality and residence of such person, and the style or firm under which he carries on or intends to carry on business, and shall also state that no other person is associated with him in partnership.

When declaration to be made by persons now so trading and by persons who may hereafter so trade. 10. Persons now engaged in business under a style requiring registration, shall file such declaration within sixty days after the passing of this act ; and those who in future shall engage in business under a similar style shall deposit their declaration within sixty days of the time when such style is first used.

11. The prothonotary and the registrar shall, as soon as received by them and the costs of registration have been paid for, enter the declaration above mentioned, in the order of its filing in a registry book which they shall keep to this effect, which book shall at all time be gratuitously open to public inspection.

The prothonotary and registrar shall each be entitled to be paid, by the person who shall deliver such declaration, the sum of fifty cents for registering it, if it does not contain more than two hundred words and the sum of five cents for each additional hundred words.

The fee shall be the same for every certificate required and delivered.

12. The registrar and prothonotary shall keep two indices, in the form of schedule B annexed to this act, and they shall enter, as soon as received, according to alphabetical and filing order: in the first column of one of these books, the style mentioned in the declarations delivered to them; in the second column, the name of the person; in the third column, the date of the receipt of the declaration; and in the first column of the other index, the name of the person; in the second column, the style; and in the third column, the date of the filing of the same.

13. All changes in the style mentioned in such registered declaration shall be also registered in the same manner; it shall be the same when the person shall cease carrying on business under such style or using such style that he had registered.

14. Every person, failing to comply with the provisions of this act, shall be liable to a fine of two hundred dollars, to be recovered before any court of competent civil jurisdiction by any person suing, as well in his own behalf as in behalf of Her Majesty.

Half of such penalty shall belong to the Crown, for the uses of the Province, and the other half to the party suing for the same, unless the suit be brought, as it may be, on behalf of the Crown alone, in which case the whole of the penalty shall belong to Her Majesty, for the uses aforesaid.

15. The dispositions of the act to amend the law in *qui tam* actions in Lower Canada (27-28 Victoria, chapter 43,) shall apply to this act.

SCHEDULE A.

PROVINCE OF QUEBEC, }
 District of }

I _____ of _____ in
 (grocer) hereby certify that I carry on and that I intend to
 carry on business as (grocer) at _____
 district of _____ under the style of _____
 and that no other person is associated with me.

SCHEDULE B.

ALPHABETICAL INDEX OF STYLES.

FIRM.	NAME OF THE PERSON.	DATE OF FILING.
Abbott & Co	John Barnard.....	March 22nd, 1885.
Bourgouin & Lamontagne.....	Louis Bourgouin.....	March 23rd, 1885.
Lareau & LeBeuf.....	Calixte LeBeuf.....	March 24th, 1885.

ALPHABETICAL INDEX OF SURNAMES.

NAME OF THE PERSON.	FIRM.	DATE OF FILING.
Barnard John.....	Abbott & Co	March 22nd, 1885.
Bourgouin Louis.....	Bourgouin & Lamontagne....	March 23rd, 1885.
LeBeuf Calixte.....	Lareau & LeBeuf.....	March 24th, 1885.

CAP. XXX.

An Act to amend the acts respecting public instruction in this province.

Assented to 9th May, 1885.

WHEREAS doubts have arisen as to the powers conferred upon the superintendent of public instruction by the laws concerning public instruction in this province, respecting the levying of a special assessment for the construction of school houses in excess of the amount allowed by law ; and whereas it is equitable and right to come to the assistance of the school municipalities which may, with the approval of the superintendant of public instruction, have, in good faith, so contracted a debt greater than the amount so allowed by law ; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

1. Section 5 of the act 31 Victoria, chapter 22, is repealed. 31 V., c. 22, s. 5, repealed.
2. Section 12 of the act 41 Victoria, chapter 6, is amended by adding, after paragraph 2 thereof, the following : 41 V., c. 6, s. 12, amended.

" 2a. The place where the sessions of the school commissioners or trustees shall be held may, upon resolution to that effect, by the commissioners or trustees, approved by the superintendent, be fixed either in the school municipality or in a city, town or village nearest to such municipality. "
3. Section 13 of the said act 41 Victoria, chapter 6, is amended by adding, after subsection 5b, the following : 41 V., c. 6, s. 13, amended.

" 5c. It is lawful for the school commissioners and trustees in every school municipality, with the approval of the lieutenant-governor in council, upon satisfactory proof that the money to be levied had been *bona fide* expended in the construction of school houses, to impose a special assessment for the payment of debts contracted, before the passing of this act, by the said commissioners or trustees, for the construction of the said school houses over and above the amount allowed by law ; and the recovery of any such special tax shall not be opposed by any judgment setting aside any former assessment by reason of its exceeding the amount allowed by law, or for any informality ; and the amount of every such special assessment may also include the costs incurred by municipalities in suits respecting such previous assessment ;

5d. In cases where a special assessment has been so annulled, the rate-payers who have paid their share there- Credit to be given for payments already made.

under shall not have the right to be re-imbursed the amount so by them paid ; but in any subsequent assessment levied under this act for the same purpose, credit shall be given them for the amounts, so paid by them upon the assessment annulled.

As to common schools.

This clause shall not apply to assessments for the construction of common schools."

Certain real estate outside towns, &c., may be assessed by school commissioners.

4. It shall be lawful for the superintendent to allow school commissioners or trustees to levy upon real estate, situate outside the limits of a town or village, but forming part of the school municipality of such town or village, a tax of not less than one-half of that levied upon real estate comprised within the limits of such town or village, whenever deemed right and proper.

C A P . X X X I .

An Act to amend the act of this province 43-44 Victoria, chapter 22, intituled " An act to establish a pension and benevolent fund in favor of officers of primary instruction."

[Assented to 9th May, 1885.]

HER MAJESTY, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

43-44 V., c. 22,
s. 26, amended.

1. Section 26 of the act of this province 43-44 Victoria, chapter 22, is amended by replacing the word " five," in the second line thereof, by the word " six."

Id. sec. 10,
amended.

2. Section 10 of the said act is amended by replacing the word " five," in the eleventh line thereof, by the word " six."

Coming into
force.

3. This act shall come into force on the day of its sanction.

C A P. X X X I I .

An Act to protect the life and health of persons employed in factories.

[Assented to 9th May, 1885.]

WHEREAS it is desirable to make provision for the Preamble.
protection of the life and health of persons employed
in factories in the Province of Quebec ; Therefore, Her
Majesty, by and with the advice and consent of the Legis-
lature of Quebec enacts as follows :—

NAME OF THIS ACT.

1. This act shall be known and may be designated and Name of this act.
cited as “ The Quebec Factories Act, 1885.”

INTERPRETATIVE AND DECLARATORY PROVISIONS.

2. In this act, unless the context distinctly expresses or Interpretation of certain words.
clearly implies the contrary :—

1. The word “ factory ” means :

(a) Any premises of the description mentioned in the list A annexed to this act, together with such other premises as the Lieutenant Governor in Council may, from time to time when necessary, add to the said list ; and the Lieutenant Governor in Council may, from time to time, by proclamation published in the Quebec Official Gazette, add to or remove from the said list A such premises or description of premises as he deems necessary ;

(b) Any premises, room or place, in which, or within the precincts of which, steam, water or other mechanical power is used to move or work any machinery employed in preparing, manufacturing or finishing, or in any process incidental to the manufacturing of, any article, substance, material, fabric or compound, or is used to aid the manufacturing process carried on there ;

(c) Any premises, room or place, in which, or within the precincts of which, any manual labor is exercised by way of trade or for purposes of gain in or incidental to the following purposes or any of them, that is to say :

1st. The making of any article or part of any article ;

2ndly. The altering, repairing, ornamenting or finishing of any article ;

3rdly. The adapting for sale of any article ;

And wherein the employer of the persons working there has the right of access and control.

Provided that where not more than twenty persons are employed in any place coming within the foregoing definition of a factory, and that where children, young girls, or women are employed at home, that is to say, in a private house, place or room, wherein the only persons employed are the members of the family dwelling there, the provisions of this act shall not apply.

Idem. 2. A part of a factory may be taken to be a separate factory, and a place used as a dwelling shall not be deemed to form part of the factory.

Idem. 3. Where a place situate within the close or precincts forming a factory is solely used for some purpose other than the manufacturing process or handicraft carried on in the factory, such place shall not be deemed to form part of that factory, but shall, if otherwise it would be a factory, be deemed to be a separate factory, and be regulated accordingly.

Idem. 4. Any premises or place shall not be excluded from the definition of a factory by reason only that such premises or place is or are in the open air.

"Inspector." 5. The word "inspector" means the inspector appointed by the Lieutenant Governor in Council under the authority of this act for enforcing its provisions.

"Employer." 6. The word "employer" means any person who, in his own behalf, or as the manager, superintendent, overseer or agent for any person, firm, company or corporation, has charge of any factory and employs persons therein.

"Week." 7. The word "week" means the period between midnight on Sunday night and the same time on the succeeding Saturday night.

"Child." 8. The word "child" means a person aged less than fourteen years.

"Young girl." 9. The words "young girl" mean a girl aged over fourteen and under eighteen years.

"Woman." 10. The word "woman" means a woman aged eighteen years and upwards.

MANNER OF KEEPING FACTORIES.

Endangering life of employees. 3. It is not permitted to keep a factory so that the life of any person employed therein is endangered, or so that the health of any person employed therein is likely to be permanently injured.

Factory to be kept clean, &c. 4. Every factory shall be kept in a cleanly state and free from effluvia arising from any drain, privy or any other nuisance.

Not over-crowded. 2. No factory shall be so over crowded as to be prejudicial to the health of those employed therein.

3. Every factory shall be ventilated in such a manner as ^{Ventilation.} to render harmless, so far as is reasonably practicable, all the gases, vapors, dust or other impurities generated in the course of the manufacturing process or handicraft carried on therein and that may be injurious to health.

4. In every factory there shall be kept provided a sufficient number and description of earth or water-closets, and urinals in such number and of such kind as the inspector deems sufficient for the use of the employees of the factory; and such closets and urinals shall at all times be kept clean and well ventilated. ^{Water-closets.}

Separate closets shall be provided for the use of male and female employees, and shall have respectively separate ^{Separate closets for sexes.} entrances or approaches.

5. A factory in which there is a contravention of this section or of the regulations made for its enforcement, shall be deemed to be kept unlawfully and so that the health of any person employed therein is likely to be permanently injured. ^{Contravention to be an unlawful act.}

5. In every factory where, contrary to the provisions of this act, there is any act, neglect or default in relation to any over-crowding, ventilation, drain, privy, earth-closet, water-closet, ash-pit, water supply, nuisance or other matter whereby the health of the employees in a factory may be affected, the employer shall, within a reasonable time, take such action thereon as the inspector, acting under the regulations made in respect to such subjects, notifies the employer to be proper and necessary; and ^{Notice by inspector in case of contravention.}

2. In every factory where any process is carried on, by which dust is generated and inhaled to an injurious extent by the employees, if such inhalation can by mechanical means, approved of by the regulations made in that behalf, be prevented or partly prevented, the inspector may direct that such means shall be provided within a reasonable time by the employer, who in such case shall be bound to comply with such order. ^{Preventing injury by dust.}

3. A factory in which the provisions of this section are not complied with by the employer shall be deemed to be kept unlawfully and so that the health of any person employed therein is likely to be permanently injured. ^{Contravention to be an unlawful act.}

6. For the purposes of the two next preceding sections, the inspector may take with him into any factory a medical man, health officer, inspector of nuisances or other officer of the local sanitary authority. ^{Inspector may take medical assistance, &c.}

7. In every factory :

1. All belting, shafting, gearing, fly-wheels, drums and other moving parts of the machinery, all vats, pans, cauldrons, ^{Precautions, Guards against dan-}

gerous machinery, &c.

drons, reservoirs, wheel-races, flumes, water channels, doors, openings in the floors or walls, bridges, and all other like dangerous structures or places shall be, as far as practicable, securely guarded ;

Cleaning engines in motion.

2. No machinery, other than steam engines, shall be cleaned while in motion, if the inspector so direct by written notice ;

Openings in floors, &c., to be protected.

3. The openings of every hoistway, hatchway, elevator or well-hole shall be at each floor provided with and protected by good and sufficient trap-doors or self-closing hatches and safety catches, or by such other safeguards as the inspector directs ; and such trap-doors shall be kept closed at all times except when in actual use by persons duly authorized by the employer to use the same ;

Precautions as to elevators.

4. All elevator cabs or cars, whether used for freight or passengers, shall be provided with some suitable mechanical device, to be approved by the inspector, whereby the cab or car will be securely held in the event of accident to the shipper rope or hoisting machinery, or from any similar cause.

Contravention to be an unlawful act.

5. A factory in which there is a contravention of this section, or of the regulations made for the enforcement of this section, shall be deemed to be kept unlawfully and so that the life of any person employed therein is endangered.

Against fire.
Means of extinguishing fire.

8. In every factory :

1. There shall be such means of extinguishing fire as the inspector, acting under the regulations made in that behalf, directs in writing ;

Doors to open outwardly.

2. The main doors of egress shall in all cases open outwardly, wherever under the regulations made in that behalf the inspector so directs in writing ; and,

Means of escape in case of fire.

3. Every factory three or more stories in height, in which persons are employed above the second story, unless supplied with a sufficient number of tower stairways, shall be provided with a sufficient number of fire-escapes ; such fire-escapes shall consist of an iron stairway with a suitable railing, and shall be connected with the interior of the building by doors or windows, and shall have suitable landings at every story above the first, including the attic, if the attic is occupied as a workroom.

Such fire-escapes shall be always kept in good repair and free from obstruction, or encumbrance, of any kind.

Contravention to be an unlawful act.

4. A factory or workshop in which there is a contravention of this section shall be deemed to be kept unlawfully and so that the life of any person employed therein is endangered.

SPECIAL PROVISIONS AS TO CERTAIN PERSONS EMPLOYED
IN FACTORIES.

9. The employment in a factory of any child, of any young girl, or of any woman is unlawful, and the health of such child, young girl or woman is, within the provisions of this act, likely to be permanently injured, if in that factory there is any contravention of the following provisions of this section, that is to say;—

1. No male child aged less than twelve years and no girl aged less than fourteen years can be employed in any factory. What shall be deemed employment injurious to children, young girls or women.

2. Except as hereinafter provided, a child between the ages of twelve and fourteen years shall not be employed in any factory, unless the employer of such child has in his possession and produces, when thereto requested by the inspector, either a certificate signed by the parent, tutor, or other person having the legal custody or control over such child, in which certificate the person signing it shall state the date thereof, the age of such child at the said date, and the birth place of such child, or, in case there is not in the Province of Quebec any one having the legal custody or control of such child, the written opinion of a physician that such child is of not less than twelve years of age. Children under 12 and 14.

HOURS OF WORK.

10. Except as is herein otherwise provided, no child, young girl or woman shall be employed for more than ten hours in one day, nor more than sixty hours, in any one week. Hours of work.

(a.) But a different apportionment of the hours of labor per day may be made for the sole purpose of giving a shorter day's work on Saturday. Proviso for Saturday.

(b.) In every factory the employer shall allow each child, young girl, and woman therein employed not less than one hour at noon of each day for meals, but such hour shall not be counted as part of the time herein limited as respects their employment. Time for meals.

(c.) If the inspector so direct in writing, the employer shall not allow any child, young girl or woman to take meals in any room wherein any manufacturing process is carried on. Place for meals.

11. Notice of the hours between which children, young girls, or women are to be employed, made in such form as is required by the regulations made in that behalf by the Lieutenant-Governor, signed by the inspector and by the employer, shall be hung up during the period affected Notice of working hours to be posted up.

by such notice, in such conspicuous place in the factory as the inspector requires.

Record to be kept of employment of children, &c., over working hours, under permission.

12. When under the exemptions allowed herein any child, young girl, or woman is employed in any factory on any day for a longer period than is allowed by this act, the duration of such employment shall be daily recorded by the employer in a register, kept by him in such form as shall be required by the regulations made in that behalf, by the Lieutenant-Governor in Council.

REGULATIONS RESPECTING FACTORIES.

Regulations by Lieutenant-Governor for inspector in cases of: Accidents to machinery.

13. The Lieutenant-Governor in Council may make regulations under which it shall be lawful for the inspector:—

Interruption of regular work.

1. When any accident, which prevents the working of any factory, happens to the motive power or machinery; or when—

2. From any other occurrence beyond the control of the employer, the machinery, or any part of the machinery, of any factory cannot be regularly worked; or when—

Custom of trade for certain purposes.

3. The customs or exigencies of certain trades require that the children, young girls, or women working in a factory, or in certain processes in a factory, should be employed for a longer period than as provided herein above,—

To allow of over work.

On due proof to his satisfaction of such accident, occurrence, custom, or exigency of trade, to give permission for such exemption from the observance of the rules established by this act as will, in his judgment, fairly and equitably to the proprietors of, and to the children, young girls and women in such factory, make up for any loss of labor from such accident or occurrence, or meet the requirements of such custom or exigency of trade; provided always in the case of the inspector permitting such exemption, that no child, young girl, or women shall be employed before the hour of six o'clock in the morning nor after the hour of nine o'clock in the evening; and that the hours of labor for children, young girls and women, shall not be more than twelve and a half in any one day, nor more than seventy two and a half in any one week, and that such exemption shall not comprise more than six weeks in any one year nor shall the time fixed by this act for meals be diminished.

Proviso.

APPOINTMENT OF INSPECTORS.

Lieutenant-Governor may:

14. For the purpose of carrying out this act, the Lieutenant-Governor in Council may:—

1. Appoint one or more inspectors of factories, who ^{Appoint in-} shall be paid such salary as the Lieutenant-Governor in ^{spectors.} Council determines;

2. Make such rules, regulations and orders for enforcing ^{Make rules,} its provisions, and for the conduct of the inspector, as he ^{&c., for en-} deems necessary. ^{forcing act}
^{and for con-}
^{duct of in-}
^{spector.}

POWERS OF INSPECTORS.

15. For the purposes of the execution of this act, and for ^{Powers of} enforcing the regulations made under the authority thereof, ^{inspector.} the inspector shall have power to do all or any of the following things, namely :

1. To enter, inspect and examine at all reasonable times ^{Enter} by day or night any factory and part thereof, when he ^{premi-} has reasonable cause to believe that any person is employed ^{ses.} therein, and to enter during the day any place which he may reasonably believe to be a factory ;

2. To require the production of any register, certificate, ^{Production of} notice or document required by this act to be kept, and to ^{documents.} inspect, examine and copy the same ;

3. For the purposes of the two preceding paragraphs to ^{Procure assist-} get a constable to accompany him to any factory, when he ^{ance of con-} has reason to fear that he will be molested in the ^{stable.} execution of his duty ;

4. To examine any persons employed in any factory or ^{Examination} in any place which he has reasonable cause to believe to ^{of persons.} be a factory, as to any matters within the purview of this ^{act.} act.

5. For the purposes of any investigation, inquiry or ^{Administer} examination made under the authority of this act, to ad- ^{oath and sum-} minister an oath to, and to summon, any person to give ^{mon any per-} evidence and to exercise all the other powers which may ^{son.} be necessary to carry out the provisions of this act.

16. The employer, his agents and servants, shall fur- ^{Employers,} nish the means required by the inspector as necessary for ^{&c., to assist} an entry, inspection, examination, inquiry, or the exercise ^{inspector in} of his powers under this act in relation to such factory. ^{his duties.}

17. Every person who wilfully delays the inspector in ^{Obstructing} the exercise of any power under the two preceding sec- ^{inspector.} tions, or who fails to comply with a requisition or summons of the inspector, or to produce any certificate or document which he is required by or in pursuance of this act to produce, or who conceals a child, young girl, or woman or prevents them from appearing before the inspector to be examined by him, or attempts to conceal a child, young girl or woman or attempts to prevent any one of them

Proviso.

from so appearing and being examined, shall be deemed to obstruct an inspector in the execution of his duties under this act; provided, always, that no one shall be required under this section to answer any question or to give any evidence tending to criminate himself.

NOTICES, SERVICES, &c.

Notice to inspector by intending occupant of a factory.

18. Every person shall, within one month after he begins to occupy a factory, give the inspector a written notice containing the name of the factory, the place where it is situated, the address to which he desires his letters to be addressed, the nature of the work, the nature and amount of the moving power therein, and the name of the firm under which the business of the factory is to be carried on.

Register of women, young girls and children employed.

2. In every factory the employer shall keep, in the form and with the particulars prescribed by any regulation made by the Lieutenant-Governor in Council in that behalf, a register of the women, young girls and children employed in that factory; and shall send to the inspector the extracts of all registers, kept in conformity with the provisions of this act, which the inspector requires for the execution of his duties.

Employer to give inspector notice of accidents.

19. If any accident or fire occurs in a factory and causes death to any person employed therein or serious bodily injury whereby any person employed therein is prevented from working for more than six days next after the occurrence of such accident or fire, the employer shall at the expiration of the said six days, send a notice in writing of such accident to the inspector, in which notice, the place of residence of the person injured or killed, or the place to which he has been removed, shall be stated; and on receipt of such notice the inspector shall, with the least possible delay, proceed to the said factory and make a full investigation under oath as to the nature and cause of such death or bodily injury.

Service of notices.

20. All notices, required by this act to be given or sent to any person, shall be in writing or wholly or in part printed; and shall be held to be validly so given or sent, if they are received by such person, or if they are left at his usual place of residence or place of business within the period or delay fixed herein, without any reference to the mode by which such notice was conveyed.

Service how effected.

2. Any notice, order, requisition, summons, and document required, or authorized to be served or sent, for the purposes of this act may be served or sent by delivering the same to or at the residence of the person on or to whom

it is to be served or sent, or where that person is an employer, within the meaning of this act, by delivering the same, or a true copy thereof, to his agent or to some person in the factory of which he is employer;

Such documents may also be served or sent by post by a prepaid letter, and if served or sent by post shall be deemed to have been served and received respectively at the time when the letter containing the same would be delivered in the ordinary course of post, and in proving such service or sending it shall be sufficient to prove that it was properly addressed and put into the post.

When such documents are required to be served on or sent to an employer they shall be deemed to be properly addressed, if addressed to him at the factory in respect of which he is employer, with the addition of the proper postal address, but without naming the person who is the employer.

3. The inspector shall cause to be prepared such notices of the provisions of this act and of any regulations made thereunder as he deems necessary to enable the employees in any factory to become acquainted with their rights, liabilities and duties. Inspector to prepare certain notices.

Such notices shall also give the name and the address of the inspector;

And the employer shall cause them to be conspicuously exhibited in his factory in such places and in such manner as the inspector requires, and shall maintain the notices exhibited in a complete and legible state until they are, under the inspector's authority, altered, removed or replaced by others. Notices to be conspicuously exhibited in factories.

OFFENCES AND PENALTIES.

22. Whoever unlawfully employs in a factory any child, young girl, or woman, so that the health of such child, young girl, or woman has been, or is likely to be permanently injured, is guilty of an offence against this act, and shall be liable to imprisonment in the common gaol of the district in which the offence was committed, for any term not exceeding six months or to a fine not exceeding one hundred dollars and costs, and in default of immediate payment of such fine and costs then to imprisonment as aforesaid. Penalty for unlawfully employing children, &c.

23. Whoever keeps a factory contrary to section 3 of this act is guilty of an offence against this act, and shall be liable to imprisonment in the common goal of the district in which the offence was committed, for any term not exceeding twelve months or to a fine of not more than Penalty for keeping a factory in contravention of section 3.

two hundred dollars and costs, and in default of immediate payment of such fine and the costs of suit, then to imprisonment as aforesaid.

Penalty upon
parents, &c.,
of children,
&c., employed
in contraven-
tion of this
act.

24. The parents, tutors or other persons having the custody of or control over any child or young girl employed in a factory in contravention of this act, shall be guilty of an offence against this act, unless such contravention be without their consent and without connivance or negligence on their part, and shall on summary conviction thereof be liable to a fine of not more than fifty dollars and costs, and in default of immediate payment of such fine and costs, shall be imprisoned in the common gaol of the district in which the offence was committed for a period not exceeding three months.

Penalty for
obstructing
inspector in
the execution
of his duties.

25. Every person obstructing the inspector in the execution of his duties under this act, is liable to a fine not exceeding thirty dollars; and where an inspector is so obstructed in a factory, the employer shall be liable to a fine not exceeding thirty dollars, or where the offence is committed at night, one hundred dollars.

Penalty upon
employer for
contravention,
if no other
penalty pre-
scribed by or
under this act.

26. If no penalty is prescribed for a contravention of the provisions of this act, or of the regulations, rules or orders made thereunder by the Lieutenant-Governor in Council or by the inspector, the employer who is guilty of such contravention is liable upon summary conviction thereof to a fine of not more than fifty dollars with costs, and in default of immediate payment of such with the costs, to imprisonment in the common gaol of the district in which the offence was committed for a period not exceeding three months.

Court may
order employer
to adopt mea-
sures to bring
his factory into
conformity
with act, in
addition to
fine, &c.

27. If a factory is not kept in conformity with the provisions of this act, the court, in addition to, or instead of inflicting a fine, penalty or other punishment upon the employer, may order certain means to be adopted by the employer, within the time named in the order, for the purpose of bringing his factory into conformity with the provisions of this act;

Delay may be
enlarged for
such purpose.

2. The court may, also, upon application, enlarge the time so named, but if, after the expiration of the time as originally named or enlarged by subsequent order, the order is not complied with, the employer shall be liable to a fine not exceeding ten dollars for every day that such non-compliance continues.

Infractions
committed
without know-

28. If any offence is committed against this act for which an employer is legally responsible, and it appears to the

satisfaction of the court before whom the same is tried, that the offence has been committed without the personal consent, concurrence or knowledge of such employer, but by some other person, such court may summon such other person to answer for such offence, and such other person shall be liable to the penalty herein provided for such offence, and on due proof shall be convicted thereof, instead of the employer.

29. Where it is made to appear to the satisfaction of the inspector at the time of discovering the offence that the employer had used all due diligence to enforce the execution of this act, and also by what person such offence had been committed, and also that it had been committed without the knowledge, consent or connivance of the employer and in contravention of his orders, then the inspector shall proceed against the person whom he believes to be the actual offender in the first instance, without first proceeding against the employer.

30. Where an offence, for which an employer is responsible under this act, has in fact been committed by some agent, servant, workman or other person, such agent, servant, workman or other person shall be liable to the same fine, penalty or punishment for such offence as if he were the employer.

31. Every person, who wilfully makes a false entry in any register, notice, certificate or document required by this act, to be left or served, or sent, or who knowingly makes or signs any false entry or declaration made under this act, or who knowingly makes use of any such false entry or declaration, shall, upon conviction thereof, incur and be liable to imprisonment in the common gaol of the district wherein the offence was committed for a period not exceeding six months or to a fine of not more than one hundred dollars, with costs; and in default of payment of such fine and costs, then to imprisonment as aforesaid.

32. For contravening paragraph 2 of section 18 of this act, the employer is liable to a fine not exceeding thirty dollars.

JURISDICTION OF CERTAIN COURTS—PROCEDURE.

33. All prosecutions under this act are instituted by the inspector and may be brought and heard before the judge

ledge of proprietor.

Proceedings in case proprietor has used due diligence and offence committed without his knowledge, &c.

Punishment of offence by agents, workmen, &c.

Penalty for making false entries in register.

Fine for contravening section 18, § 2.

By whom and before what court prosecutions are taken.

of the sessions or the police magistrate in the cities of Montreal and Quebec, and before the district magistrate or before any justice of the peace of the place where the offence was committed or wrong done, in any other part of the province.

Proceedings in cases of prosecutions.

34. Save where otherwise provided by this act, the procedure is that followed under the act respecting the duties of justices of the peace out of sessions in relation to summary convictions and orders.

Limitation of prosecutions.

35. No fine or imprisonment shall be imposed under this act unless proceedings are commenced against the offender within two months after the offence has been committed.

APPLICATION OF PENALTIES.

Application of penalties.

36. All fines or penalties in money, imposed or recovered under or in pursuance of this act, shall be paid by the convicting justice to the inspector, who shall forthwith pay the same over to the provincial treasurer to and for the use of the Province.

FINAL PROVISIONS.

Civil laws not affected in certain cases.

37. The provisions of the civil laws of this province, concerning the responsibility of the employer towards his employees, are in no manner considered as being modified or changed by the provisions of this act.

Coming into force of act. Appointments, rules, &c, may be made in the meantime.

38. The provisions of this act shall come into operation on the day to be fixed by proclamation of the Lieutenant-Governor; but at any time after the passing of this act, any appointment, rule, regulation or order may be made, any notice issued, form prescribed, and act done, which appears to the Lieutenant-Governor in Council necessary or proper to be made, issued, prescribed, or done for the purpose of bringing this act, or any part thereof, into operation on the said day.

SCHEDULE A.

Auger Factories.....	Furniture Factories.....
Barb Wire Factories.....	Furriers' Workshops.....
Bell Factories.....	Glass Works.....
Billiard Table Factories.....	Glove Factories.....
Bird Cage Factories.....	Hames Factories.....
Biscuit Factories.....	Hammer Factories.....
Blacking Factories.....	Hat Factories.....
Blanket Factories.....	Hobby Horse Factories.....
Boiler Factories.....	Horn Comb Factories.....
Bolt and Nut Factories.....	Iron Bridge Works.....
Book-binderies.....	Knitting Factories.....
Boot and Shoe Factories.....	Knitting Machine Factories
Breweries.....	Knitting Needle Factories...
Brush Factories.....	Lamp Goods Factories.....
Button Factories.....	Last Factories.....
Canning Factories.....	Laundries.....
Cap Factories.....	Lithographers Workshops...
Carpet Factories.....	Lock Factories.....
Carriage Factories.....	Locomotive Works.....
Carriage Goods (iron) Facto- ries.....	Machine Screw Works.....
Carriage Wood-work Facto- ries.....	Machine Shops.....
Car Shops.....	Marble Works.....
Cheese Box Factories.....	Match Factories.....
Chemical Works.....	Matrass Factories.....
Child's Carriage Factories...	Mill Furnishing Works.....
Cigar Box Factories.....	Nail Works.....
Cigar Factories.....	Organ Factories.....
Clay Pipe Factories.....	Paint Works.....
Clock Factories.....	Paper and Pulp Mills.....
Clothing Factories.....	Paper Bag Factories.....
Coffin Factories.....	Paper Box Factories.....
Confectionery Factories.....	Paper Collar Factories.....
Cork Factories.....	Patent Medecine Factories...
Corset Factories.....	Piano Factories.....
Cotton Factories.....	Picture Frame Works.....
Distilleries.....	Plated Metal Works.....
Dye Works.....	Planing Mills.....
Edge Tool Factories.....	Potteries.....
Electrotype Foundries.....	Reaper Knife Factories.....
Emery Wheel Factories.....	Rivet Works.....
Envelope Factories.....	Rolling Mills.....
File Works.....	Rope Works.....
Flax Mills.....	Rubber Factories.....
Foundries.....	Safe Works.....
	Salt Drying Works.....
	Sash and Door Factories.....

Saw Factories.....	Tanneries.....
Saw Mills.....	Tin Stamping Works.....
Scale Works.....	Tobacco Factories.....
Sewing Machine Works.....	Trunk Factories.....
Shirt Factories.....	Tub and Pail Works.....
Shovel Factories.....	Type Foundries.....
Show Case Factories.....	Varnish Works.....
Silk Factories.....	Vinegar Works.....
Skate Works.....	Wall Paper Factories.....
Soap Works.....	Whip Factories.....
Spool Factories.....	Window Shade Factories.....
Stave Factories.....	Wire Goods Factories.....
Straw Works.....	Wood Screw Factories.....
Sugar Refineries.....	Woollen Factories.....

C A P. X X X I I I.

An Act for the relief of certain settlers upon Crown Lands.

[Assented to 9th May, 1885.]

Preamble.

WHEREAS, in the interests of immigration and repatriation, it is necessary to come to the relief of certain persons who have settled upon Crown Lands under the provisions of the act 38 Victoria, chapter 3; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

Remission
may be made
of amounts
due under 30
V., c. 3.

1. It shall be lawful for the Lieutenant-Governor in council, upon the report of the Commissioner of Crown Lands, to grant, upon such terms as he may be pleased to fix, the remission in whole or in part of the sums now due to the Crown in virtue of the act 38 Victoria, chapter 3.

Return to Le-
gislation.

2. A detailed statement of the remissions made under this act shall be submitted to the Legislature during the first fifteen days of each session.

Coming into
force.

3. This act shall come into force on the day of its sanction.

C A P . X X X I V .

An Act respecting Lunatic Asylums in the Province of Quebec.

[Assented to 9th May, 1885.]

HER Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

PRELIMINARY.

CONTROL OF ASYLUMS.

1. Lunatic Asylums in the Province of Quebec are under the control and supervision of the government. Control of lunatic asylums.

PHYSICIANS OF ASYLUMS—THEIR APPOINTMENT AND SALARIES.

2. For each of the asylums of Longue Pointe (St. Jean de Dieu) and Beauport, the Lieutenant Governor in council appoints : Appointment of physicians.

1. A medical superintendent ;
2. A house physician, and
3. An assistant house physician.

The medical superintendent and house physician are paid by the province. By whom paid.

The assistant house physician may be appointed upon the recommendation of the respective proprietors of the said St. Jean de Dieu and Beauport asylums, subject to the approval of the Lieutenant-Governor in Council; and in that case the salary of such physician shall be paid by them; and in case the said proprietors do not think proper to take advantage of this provision the assistant physician shall then be appointed by the Lieutenant Governor in council and paid by the province. Special provision as to assistant house physicians of certain asylums.

The salary of the medical superintendent shall not exceed the sum of eighteen hundred dollars per annum. Salary of medical superintendent.

The salary of the house physician shall not exceed the sum of eighteen hundred dollars per annum. Salary of house physician.

The salary of the assistant house physician shall not exceed the sum of twelve hundred dollars per annum. Salary of assistant house physician.

MEDICAL BOARD.

3. The medical superintendent, the house physician and his assistant constitute a board called the "Medical Board of the (name) Lunatic Asylum." Medical Board constituted. Name.

The superintendent is chairman of the board and may convene it whenever he deems necessary. Chairman and convocation of board.

Quorum.

The quorum of the board is two.

Room for meetings of board.

2. The proprietors of each asylum are obliged to furnish the board for its meetings a room in the establishment suitably furnished and as near as possible to the place where the chemists' stores are kept, which they are also obliged to supply.

POWERS AND DUTIES OF THE MEDICAL BOARD RESPECTING THE TREATMENT OF PATIENTS.

Power of board to supervise admissions and discharges.

4. In accordance with the provisions of the law, the medical board supervises the admission of patients into the asylum and their temporary or final discharge therefrom.

To control the medical service.

The board has control over the medical service, the classification of patients and the treatment to be given to them, as mentioned in section 6 of this act.

House physicians to devote whole time to patients and their duties.

The house physician and his assistant must devote the whole of their time to the service of the patients and prescribe the treatment, medical or moral, approved by the board, which appears to it the most suitable to hasten or insure their cure.

Clinical lectures on insanity to be given.

The medical superintendent or the house physician of the said asylum shall, with the consent of the proprietors, if the government require it, give, without additional salary, clinical lectures upon mental alienation, the length and number of which shall be determined by the Lieutenant-Governor in Council.

REPORTS BY THE MEDICAL BOARD.

Monthly reports by medical board.

5. The medical superintendent shall, in the name of the medical board, during the first days of each month, make a report to the provincial secretary.

Its contents.

Such report shall indicate the number of patients admitted during the preceding month, their status and condition, the names of those who escaped or died, the state and condition of the patients in general, the names of those who may be discharged; and the report shall further contain all requisite or necessary observations and suggestions touching the improvement and condition of the patients, and the good working of the asylum.

Annual general report.

A complete general detailed report is also made each year, in the same manner, by the medical superintendent.

Its contents.

Such general report shall indicate the number of patients admitted during the year, the number of those who have been temporarily or permanently discharged, the date of the admissions and discharges, the number and names of paying patients, the number of those cured or whose con-

dition has been improved, as well as of those who have died in the asylum or who have escaped; and such report shall mention in general all the improvements adopted or suggested either in the treatment or maintenance of the patients and all the information required by the Lieutenant Governor in council.

INTERNAL DISCIPLINE OF ASYLUMS.

6. Rules and regulations may be made by the Medical Board, subject to the approval of the Lieutenant-Governor in council, for the medical, moral and physical treatment of the patients which comprise medicines and prescriptions, restraint, classification, ventilation of buildings, regimen, diet, clothing and exercise.

Power of Medical Board to make rules, &c., for certain purposes.

The house physician is bound to reside near the asylum and the assistant house physician in the asylum itself or in its immediate neighborhood.

Residence of the house physicians.

They are intrusted with the execution of the rules and regulations made and approved of as aforesaid by the Lieutenant-Governor in Council; the assistant shall help the house physician to carry out the orders given by him and replace him in case of absence or sickness.

Execution of rules, &c.

The proprietors of asylums, their superintendents, employees and servants are bound to carry out the orders of the house physician or his assistant, respecting everything that concerns the medical treatment as hereinbefore enacted.

Duties of proprietors, &c., to carry out orders of house physician.

The proprietors are further obliged to lodge the assistant house physician in a suitable manner.

Proprietor to lodge assistant house physician.

The house physician or his assistant may require the proprietors of the asylum to dismiss the keepers, nurses and guardians, for incompetence or insubordination.

Physicians may require dismissal of keepers.

In case of disagreement as to such dismissal, the decision rests with the inspector of asylums.

Inspector to decide in case of disagreement.

PART FIRST.

ADMISSION OF INSANE PATIENTS WHOSE MAINTENANCE IS AT THEIR OWN CHARGES.

7. Proprietors of lunatic asylums in the Province of Quebec may, if they have been authorized by the Lieutenant Governor in council, receive in their establishment the insane idiots and imbecile persons who, either by themselves, or their tutor, curator or the persons obliged by law to provide and care for them, are able to pay the expenses of their maintenance, sojourn and treatment.

Admission of private patients.

Province not responsible for such patients.

The Province is not responsible for the payment of the sums due for such patients.

Formalities required for admission.

8. The persons above mentioned cannot be admitted, unless the proprietors of the asylum are furnished with an application, according to form A, annexed to this act, and a certificate in accordance with form B, signed by two medical men, who are neither partners, brothers, nor in the relation of father and son, and who have each, separately and personally, examined the patient before the application for his entry into the asylum.

Duties of physicians who sign certificate.

9. The physicians who sign the certificate B above mentioned shall specify the facts, from their own personal observation and from information obtained from any other person, upon which is based their opinion that the patient is insane, an idiot or imbecile person.

Release in case of cure, &c.

10. The patient shall be released in the case of a cure certified by two members of the medical board, or when the person signing the application for his admission requires in writing, over his signature, that such patient be released, except when the medical board declares that the patient is dangerous to society.

Release of patients, on order of certain persons.

11. In the case of the incapacity or absence from the Province of the person who made the application for admission, the wife or husband of such person, the father or mother of the patient, or one of the nearest relatives, or the person who made the last payment on account of the patient, may, subject to the preceding section, at all times give an order for his release.

Private patients' book and its contents.

12. In every asylum there shall be kept a book called "Private Patients' Book," in which shall be entered immediately :

1. The name, profession, age and domicile of the patients ;
2. The date of their entry into the asylum ;
3. The names and domiciles of the persons who applied for their admission ;
4. The names of the physicians who certified as to their condition ;
5. The changes that have arisen in such condition ;
6. The date of the escape of the patients, if any have escaped, and that of their discharge or death

Application of certain sections of this act.

13. Sections 16, 17, 23, 24, 27, 38, 40, 50, 51, 52 and 53 of this act apply to the preceding sections.

SECOND PART.

ADMISSION OF THE INSANE WHEN THEIR MAINTENANCE IS
AT THE CHARGE OF THE GOVERNMENT
AND OF MUNICIPALITIES.

14. The following persons may be admitted to lunatic asylums at the charge of the government and of municipalities : Who may be admitted as public patients.

1. Insane persons who have not themselves, or through some person bound by law to provide and care for them, the means of paying, in whole or in part, the expense of their board, maintenance and treatment in one of these asylums ; Poor persons.

2. Idiots or imbecile persons, when they are dangerous, a source of scandal, subject to epileptic fits or afflicted with any monstrous deformity, and are unable wholly or in part to pay their board, maintenance and treatment therein. Idiots, &c., also poor.

15. In every such asylum there shall be kept a register called " Public Patients' Books," in which shall be immediately entered : Public patients' book, and its contents.

1. The names and surnames, profession, age and domicile of the patients ;

2. The date of their entry into the asylum ;

3. The names and domiciles of the persons who applied for their admission ;

4. The name of the physician who certified as to their condition ;

5. The changes that have taken place in such condition ;

6. The date of the escape of the patients, if any have escaped, and that of their discharge or death.

16. The marked changes in the condition of the patients shall also, for the information of the members of the medical board, be daily entered in a book kept by the guardian in each ward of the asylum, with the names of the patients. Marked changes in condition of patients to be daily entered in a book kept by guardian in each ward.

17. The house physician of an asylum or his assistant may, at all times, give written authorization, over his signature, to admit any relation, friend or physician, or any other person whom the relatives or friends may designate to visit the patient. Admission of relatives, &c.

This authorization may be limited or general, and with or without restrictions as to the presence of a keeper during such visit. Authorization may be limited and conditional.

Formalities required for admission.

18. The medical board of an asylum cannot receive any of the above mentioned persons if there be not handed to it :

Application.

1. An application for admission containing the names, profession, age and domicile both of the person making it, and of the person whose admission is sought, and a statement of the degree of relationship, or, in default of such, of the nature of the ties existing between them.

Who must sign it.

The application must be signed by the person making it, or if he be unable to write, it must be attested before the mayor or, in his absence, before a justice of the peace of the domicile of the patient.

Physician's certificate.

2. A physician's certificate (according to form C and the annex thereto) testifying as to the mental condition of the patient, indicating the particulars of his disease, the necessity of his being treated in an insane asylum, and of his being there detained.

Further declaration in certificate in cases of idiots, &c.

In the case of idiocy or imbecility, the physician shall further declare whether the patient comes under the category of idiots or imbecile persons, who may be admitted to or detained in an asylum, and shall specially indicate the reasons upon which he bases his opinion.

Relationship of physician.

Such certificate cannot be received if the physician who signs the same is related or allied, to the third degree inclusively, to the proprietors of the asylum or to the person applying for the admission or to the insane person.

Certificate need not be exacted in certain cases.

In case of urgency, the medical board may dispense with requiring the physician's certificate, provided such certificate be sent to it within eight days after the patient's confinement.

Certificate of parish priest, &c.

3. A certificate (according to form D), signed by the parish priest, vicar or minister, or a justice of the peace.

Certificate of mayor, &c.

4. A certificate (according to form E), signed by the mayor or, in his absence, by any councillor of the place of the patient's domicile.

Forms to be acknowledged under 37 V., c. 37.

The annex to form C and form D shall be attested and acknowledged before a justice of the peace, in conformity with the provisions of the Act of the Parliament of the Dominion of Canada, 37 Victoria, chapter 37, concerning the suppression of voluntary and extra-judicial oaths.

Formalities required on application for admission, in cases of idiots, &c., in hospitals.

19. In the case of idiots and imbecile persons, more than three months in a public hospital, whose condition has become such that they must be sent to a lunatic asylum, the application for admission shall be made in writing by the proprietor or superintendent of the hospital, —and the physician's certificate shall be given by one of the visiting physicians of the establishment.

The application for admission shall contain the names, Contents of profession, age and the municipality in which the patient application. had his last domicile before entering the hospital and also the date of his entry therein.

The physician's certificate shall set forth, in accordance Physician's with form C of this act, the mental condition of the patient certificate. and give particulars respecting his malady, and shew the necessity of his being confined and kept in an asylum.

20. On the receipt of the application and the certificates Proceedings C, D and E, in the case of section 18 of this act, and of the by medical application for admission and of the certificate C, in the board upon case of the preceding section, the medical board decides receipt of ap- whether the patient should be provisionally admitted, or plication, &c. his admission refused.

21. The medical board through the medical superin- Report to pro- tendent shall, during the fifteen days next after the vincial secre- admission of the patient, transmit to the provincial secre- tary. tary, with such application and certificates C or C, D, and E above mentioned, a special report as to the mental condition of the patient and stating whether he should be definitively admitted into the asylum or discharged.

22. On receipt of such documents, the provincial secre- Order to be tary shall address, to the medical board of the asylum, such given by pro- order as he deems expedient, either for the definitive admis- vincial secre- sion or discharge of the patient, which order shall be exe- tary. cuted without delay.

23. For the purposes of this act, the members of the Power of mem- medical board shall have access, at all times, to any part of bers of board the asylum, in which are confined the persons admitted to to have access and detained in the asylum, and may also, when they to asylums. deem it necessary, and at suitable hours, take communication of the registers in which the names of the patients are entered, as well as of all the books, registers or documents relating to the patients.

24. Every letter written by a patient, detained in any Letters from asylum and addressed to the members of the executive patients to cer- council, the inspectors of asylums, the family of such pa- tain persons to tient or to those who obtained his confinement, shall be be forwarded forwarded, unopened, to its address, by the proprietors unopened. of the said asylums or their officers.

25. Every person related or allied to or being a friend of Patients may a patient in an asylum or who has procured his confine- be temporarily ment therein, his tutor or curator, as well as any person released on application by

certain persons to provincial secretary, and complying with certain formalities and conditions. Report of medical board to accompany application.

If patient cured while absent, board may order his release, &c. Proviso.

thereunto authorized by a family council, may obtain such patient's release, by addressing to the provincial secretary a petition accompanied by a declaration by which he binds himself to take care of the patient, and to report upon his condition to the medical board whenever required; such petition shall be accompanied by a report of the medical board certifying that the patient may be liberated without danger, and the provincial secretary shall give an order in consequence, which shall be executed by and at the expense of the person making such petition.

If the patient is cured during such absence from the asylum, the medical board may order his release, if not cured he shall be returned to the asylum unless the authorization aforesaid be continued; subject always however to the last paragraph of section 48 of this act.

Insane persons confined under C. S. C. c. 109, and 32-33 V., C., c. 29, not affected by preceding provisions.

26. The above provisions shall not apply to insane patients who are detained under the provisions of chapter 109 of the Consolidated Statutes of Canada, nor to those under the Dominion Act, 32-33 Victoria, chapter 29, and its amendments.

In cases of death, coroner to hold an inquest in certain cases.

27. If there be reasonable suspicion as to the cause of and circumstances attending the death of any patient in an asylum, the coroner shall summon a jury and hold an inquest.

LUNATICS IN GAOLS.

Persons in gaol found to be insane.

28. Whenever the sheriff of any district has reason to believe that any person, confined in gaol, for any offence whatsoever, is insane, he shall cause such person to be examined by one of the members of the medical board of a lunatic asylum, or by any other physician appointed for that purpose; and if the report of such physician drawn up according to form C, establish the insanity of such person, he shall without delay be transferred to the nearest asylum, with a copy of the order or warrant of commitment, under which he is imprisoned.

Proceedings when insane persons confined under C. S. C., c. 109 or 32-33 V., C., c. 29, recover their reason.

29. On the report of the medical board, certifying that an insane person confined, in an asylum, under the authority of chapter 109 of the Consolidated Statutes of Canada, or of the Dominion Act, 32-33 Victoria, chapter 29, and its amendments, has recovered the use of his reason, the Lieutenant Governor shall, on the recommendation of the provincial secretary, and according to the circumstances, order that such person, so confined, be discharged, or that he be re-conveyed to gaol to stand his trial or to undergo his sentence, as the case may be.

The costs incurred for his conveyance from gaol to the asylum and from the asylum to gaol form part of the costs of lodging, maintenance and treatment in the asylum. Costs of transport, &c.

DANGEROUS LUNATICS.—THEIR IMPRISONMENT.

30. When information is laid under oath before a justice of the peace, accompanied by the certificate drawn up according to form C, that any person is insane and dangerous, such justice of the peace may issue a warrant, according to form F, annexed to this act, to cause such person to be arrested and brought before him or any other justice of the peace for the district. Warrant to arrest the dangerous insane.

31. Such warrant shall state the nature of the information, the fact of its being sworn to, and give the name or any other description of the person against whom it is made. Contents of warrant.

It is addressed to the constables or peace offices of the district or county. To whom addressed.

32. Any justice of the peace, before whom a person arrested is brought, may, by a warrant issued to that effect, according to form G, annexed to this act, commit such person to gaol, or to the custody of the officer who arrested him or of any other qualified person, for a period not exceeding two days; SO Proceedings after arrest.

And, in such case, the justice of the peace shall, by an order, of which notice shall be given to the informant, fix the time and place at which such person shall be brought before him or before any other justice of the peace, for hearing evidence in relation to his mental condition. Adjournment for hearing of evidence.

Nevertheless, such justice of the peace may proceed forthwith to hear the evidence, on giving timely notice to the informant. Proviso.

33. When the person in custody is brought before the justice of the peace, the informant shall make a declaration, under oath, of the facts establishing the insanity of the person so arrested, his domicile, his means of subsistence, and those of his family, and shall, generally, answer all the questions mentioned in the annex to form U annexed to this act. Declaration by informant.

34. In addition to the declaration made by the informant, the justice of the peace shall, with reference to the facts mentioned in the next preceding section, require the evidence of a physician and of one or more credible persons. Additional evidence.

sens to establish before him, in a satisfactory manner the facts mentioned in form D.

Discharge
from custody
of person ac-
cused.

35. If, after such examination and the hearing of the evidence, the justice of the peace be of opinion that such person is not insane, and that it would not be dangerous to leave him at large, he shall at once order him to be discharged from custody.

Transfer to
asylum if ne-
cessary.

36. If, on the contrary, the justice of the peace be of opinion that such person is insane and dangerous to be at large, he shall, by his warrant in accordance with form E, annexed to this act, order such person to be transferred to one of the asylums in this province at the costs of the municipality interested.

Depositions,
&c., to be for-
warded to
medical board.

37. The justice of the peace shall forthwith forward, to the medical board of the asylum in which such insane person is to be detained, the depositions taken before him, and mentioned in section 34 of this act, and the vouchers and documents relating to the proceedings had before him.

Documents,
&c., by whom
certified.
Costs of arrest,
&c.

All the documents, so sent, are certified by the justice of the peace.

The costs incurred in the arrest of the insane person, for the investigation and for his removal to gaol and his transfer to the asylum, are at the charges of the parties interested or of the municipalities bound to support him.

Examination
of patient by
medical board.

38. The medical board of the asylum examines the patient and the above mentioned documents and admits the patient temporarily into the asylum.

Report of such
examination
by board to
provincial
secretary.
Order of de-
tention in cer-
tain cases.

Within the fifteen days following such admission, the medical superintendent forwards to the provincial secretary the report of the medical board upon the mental condition of the patient; and on reception of the said report, if it establish that such person is insane, the Lieutenant Governor shall immediately order that such person be detained in the asylum in which he has been placed.

Order of re-
lease in cer-
tain cases.

If, on the contrary, the report of the medical board establish that such person so detained is not one who should be confined in a lunatic asylum, the Lieutenant Governor immediately orders his release.

Notice to be
given to secre-
tary-treasurer
of municipal-
ity of patient's
domicile.

39. As soon as the patient has been definitively confined in a lunatic asylum, the house physician or his assistant shall forward, to the secretary-treasurer of the municipality in which such person had his domicile, a notice stating the name of the asylum in which he is so confined and the date of the order of the Lieutenant Governor

or provincial secretary under which he has been so definitively confined.

INSANE PATIENTS ESCAPING FROM AN ASYLUM.

40. In case any inmate of a lunatic asylum shall escape therefrom, it shall be the duty of every officer of such asylum to apprehend such lunatic, or cause him to be apprehended by any other person and to be brought back to the asylum, within fifteen days after his escape, without any warrant, or, within three months after such escape, under a warrant to that effect, made out in accordance with form I, annexed to this act, and issued by the house physician or his assistant; and such insane patient shall be again confined in the asylum whence he escaped, for the same reasons and under the same authority as before his flight.

Manner of arresting patients who escape from an asylum.

COST OF MAINTENANCE OF THE INSANE.

41. In all cases where an insane person is confined in an asylum, under the provisions of the second part of this act, the cost of the maintenance, board and treatment of such insane person in the asylum, is due and shall be paid, one-half by the Government and one-half by the municipality of the city, town, village, parish or township, within the limits of which is comprised the place or territory in which the insane patient last had his domicile. Provided always that if the patient be confined in a public hospital, the last domicile of such patient shall not, from such fact alone, be considered to be in the municipality in which such hospital is situate.

Payment of costs of maintenance.

Proviso as to patients in hospitals.

42. During the first fifteen days of the month of January in each year, the proprietors of each lunatic asylum, shall send to the provincial treasurer, a list containing :

List to be sent to provincial treasurer by proprietors of asylums. Contents of list.

1. The names of the insane persons confined in the said asylum, since the 24th July, 1880 ;

2. Their domicile when admitted into the asylum ;

3. The amount payable by each city, town, village, parish or township corporation for their maintenance, board and treatment during the course of the preceding year.

4. The proprietors are also bound to furnish the provincial treasurer, along with their quarterly accounts, a statement showing separately the names of the patients at the charges of the government and of municipalities, the date of their entry into and temporary or final discharge from the asylum, and the number of days during which they have been in the asylum.

List to be prepared for each municipality showing amount due by it and forwarded by provincial treasurer to collector of provincial revenue of the district. Duty of collector of provincial revenue on receipt of list.

43. On receiving such list, the provincial treasurer shall without delay cause a detailed list to be prepared for each municipality, showing the sums of money due by it, and forward it to the collector of provincial revenue of the district in which such municipality is situated.

On receipt of such list the collector of provincial revenue above mentioned shall forthwith send to the secretary-treasurer of the municipality indicated, a duly certified extract from such list, containing the names of the insane persons towards whose maintenance the municipality is bound to contribute, as well as the cost of maintenance of such insane persons during the previous year, with a notice requiring him to pay into his hands, on or before the first day of March then next, the amount due by such municipality for such contribution.

Recovery of amount due.

44. Such amount is recoverable by an ordinary suit against any municipality bound to support any insane person confined in any one of these asylums under the preceding provisions.

Suit for such purpose.

45. Such suit is brought by the collector of provincial revenue for the district, in his own name, against every such municipality, before any court of competent jurisdiction in the district in which such officer resides.

Corporations may be reimbursed such sums and by whom.

46. It is lawful for any municipality which has so paid any sum of money to the Government for such board, lodging, treatment and which has also paid the costs of arrest and inquiry, and the costs of transport of any insane person confined in an asylum, to obtain the repayment of such sums by suit and distress levied, in the usual manner, on the property of the insane person, or of those who are obliged by law to provide and care for him.

Proviso.

2. Such recourse cannot however be had, if at the time of the patient's entry into the asylum it has been proved that he had no property either by himself or by those who are obliged by law to support him.

Amount paid by corporation may be levied and collected as ordinary taxes.

47. The amount, paid by any municipality under the provisions of this act, shall be considered as a debt which may be levied under the Municipal Code, and it shall be levied and collected in the same manner as any ordinary tax due by the rate-payers of the municipality.

GENERAL PROVISIONS.

Medical board may allow patients to be

48. The medical board of an asylum may, if it deem it expedient for the cure of any patient confined in such

asylum, allow the relatives, the curator or friend of such patient, upon their written undertaking to take care of such patient, to keep him temporarily with them for a specified period of time and to bring him back to the asylum if it should become dangerous to leave him any longer under their care.

The undertaking given, which must be signed by the relatives, friend or curator of the patient, shall be in the form J annexed to this act.

Nothing shall be charged for the patient by the proprietors of the asylum for the time during which such patient is so absent from the asylum.

94. The patient shall be released in the case of a cure certified by two members of the medical board, or when the person signing the application for his admission requires in writing, over his signature, that such patient be released, except when the medical board declares that the patient is dangerous to society.

50. Every person placed or detained in a lunatic asylum, his tutor if he be a minor, his curator or any relative or friend may, at any time, by summary petition, apply to the judge of the district in which the establishment is situated for his discharge from the asylum.

The judge, after proof and hearing, orders such discharge, if there be occasion therefor, and his decision is final and without appeal.

51. Upon the application of the relatives, the husband or wife, the judge of the place in which the patient is domiciled may, in chambers, appoint a provisional administrator of the property of any person not interdicted who is placed in a lunatic asylum.

Such appointment is not made except upon the advice of a family council, and is not subject to appeal.

The provisional administrator has, over the person and property of the insane person, all the powers; and is, as to his administration, subject to all the obligations of an ordinary curator.

52. In default of a provisional administrator, the judge, upon petition of the party using the most diligence, shall commission a notary or other person to represent, at inventories, accounts, and licitations in which they are interested, persons who are not interdicted and are confined in an asylum.

53. The powers, conferred under the two preceding articles, cease *pleno jure* so soon as the person so confined

kept temporarily by friends, &c., upon certain conditions.

Undertaking for such purpose.

No charge to be made for patient while absent from asylum.

Release of patients.

Persons confined in asylum may apply to judge for discharge therefrom.

Duty of judge on such application.

Provisional administrator may be appointed to patients in asylums.

Formalities of appointment.

Powers of provisional administrator.

Person may be appointed to represent patients in certain cases.

Powers under two preceding

sections cease in an asylum is no longer therein confined, or when a
when curator appointed under Civil Code. curator is appointed under the provisions of the Civil Code.

FINAL PROVISIONS.

Provisions re- 54. Except when the contrary is prescribed by this
specting sum- act, all provisions in force respecting summary convic-
mary convic- tions apply to the proceedings had under this act by
tions apply to any justice of the peace, judge of the sessions of the peace,
this act. district magistrate, or police magistrate.

Claims arising 55. Every claim that may arise out of the execution of
out of this act this act by the proprietors of any asylum may, if the
may be sub- parties thereto consent, be determined by arbitrators
mitted to arbi- appointed in conformity with the provisions of the Code
tration. of Civil Procedure, and in default of consent they may have
Recourse to recourse to the petition of right ; and such claim, if any,
petition of shall be notified to the government before or during the
right. three months following each year, after the coming into
Claim to be force of this act, under the penalty of the forfeiture of the
notified within said claim.
certain time, In both cases the government may set off against such
otherwise for- claim all compensation which seems just and lawful.
feited.
Set off may be pleaded.

47 V., c. 20,
repealed.

56. The Act 47 Victoria, chapter 20, is hereby repealed.

PRIVATE PATIENTS.

FORM A.

Application for the reception of a patient.

I, the undersigned, *occupation* (if any) *place of abode*,
degree of relationship (if any) or *other circumstances of con-
nection with the patient*, hereby request you to receive A. B.
(lunatic, or an insane person, idiot or imbecile person) as a
patient into your establishment.

Signed,

Name of applicant.

Information to accompany application.

Name with Christian name of patient, at length ;
Sex and age ;
Married, single or widowed ;
Condition of life and previous occupation (*if any*) ;
Domicile of patient ;

Religious persuasion, so far as known ;
 Duration of existing attack ;
 Whether first attack ;
 Age (*if known*) on first attack ;
 Whether subject to epilepsy ;
 Whether suicidal or dangerous to others ;
 Place of previous confinement (*if any*) ;
 Whether found lunatic or interdicted ;
 Special circumstances (*if any*) preventing the insertion
 of any of the above particulars.

Dated at _____ the _____ day of _____,
 , one thousand eight hundred and _____

(Signed).

(*Name of the applicant.*)

To the Proprietors (*or* Superintendent) of the asylum of _____

FORM B.

Form of physician's certificate.

Province of Quebec, }
 District of _____ }

I, _____, being a physician duly authorized to practise as such, hereby declare that I am not related to A. B., the person named in the accompanying statement and application, within the degrees prohibited by the law respecting lunatic asylums, and certify that I have this day, separately from any other medical practitioner, visited and personally examined the said A. B., and that the said A. B. is a lunatic (*or* an insane person, *or* an idiot, *or* an imbecile person, *as the case may be*), and a proper person to be confined, and that I have formed this opinion from the following fact (*or* facts) namely : *give the information required by the annex to form C of this act.*

Dated at _____ this _____ day of _____,
 , one thousand eight hundred and _____

(Signed),

(*Name and place of abode.*)

PUBLIC PATIENTS.

FORM C

Form of physician's certificate.

Province of Quebec }
 District of }

I,
 being a physician, duly authorized to practise as such,
 declare on my oath of office that I am not related to the
 proprietors of the asylum of or to (*name of person applying*
for admission) or to (*name of insane person &c.*) within the
 degrees prohibited by the law respecting lunatic asylums,
 and hereby certify that I have, this day, separately from
 any other medical practitioner, visited and personally ex-
 amined
 the person named in the accompanying statement; that
 the said
 is insane and a proper person to be confined, and that I
 formed this opinion from the following facts, which I cer-
 tify to be true, namely :

(*In case of idiocy or imbecility, state whether the idiot or
 imbecile person is dangerous, a source of scandal, or subject to
 epileptic fits.*)

(*Signature*),

ANNEX TO FORM C.

*Information required from the friends or relatives of patients,
 for whom application for admission is made, (sheriffs or wardens,
 in cases of insane prisoners,) in cases of application for admis-
 sion to lunatic asylums.*

In the case of

of

county of

- | | | |
|---------------------------------|--|-----|
| 1.—What is the patient's age ? | | 1.— |
| 2.—Is he married or single ? If | | 2.— |
| married, how long ? How | | |
| many children ? | | |
| 3.—What is his nationality ? | | 3.— |

- | | |
|--|------|
| 4.—Where was he born ? | 4.— |
| 5.—Where is his place of residence ? | 5.— |
| 6.—How long has he resided in Canada ? | 6.— |
| 7.—What has been his trade, or occupation ? If a female, that of the husband or father ? What are their reputed pecuniary circumstances ? | 7.— |
| 8.—What is his religion ? | 8.— |
| 9.—Does he read and write ? | 9.— |
| 10.—What is his rank in life ? | 10.— |
| 11.—When and how were the first symptoms of disease manifested ? | 11.— |
| 12.—Is this the first attack ? If not, when did others occur ? and what was their duration ? | 12.— |
| 13.—Does the disease appear to be increasing, decreasing or stationary ? | 13.— |
| 14.—Have there been variations in the intensity of the disease ? Has the patient any lucid intervals ? If so, do they occur at regular periods ? | 14.— |
| 15.—Have any marked changes occurred in the condition of mind or body since the attack ? | 15.— |
| 16.—On what subject or in what way is derangement now manifested ? Is there any permanent hallucination ? | 16.— |
| 17.—Has the patient shown any disposition to injure himself or | 17.— |

others; and if so, was it from sudden passion or premeditation?

- | | |
|---|------|
| 18.—Has suicide ever been attempted? And, in what way? Is the propensity now active, and in what way? | 18.— |
| 19.—What are the patient's habits as to eating, sleeping, cleanliness? Is there a disposition to filthy habits, destruction of clothing, breaking glass, smashing furniture, &c.? | 19.— |
| 20.—What relatives, including grandparents and cousins have been insane? | 20.— |
| 21.—Did the patient manifest any noticeable peculiarities of temper, habits, disposition or pursuits; any predominant passions, religious impressions? Was he eccentric? | 21.— |
| 22.—Was he ever addicted to intemperance in the use of ardent spirits, tobacco, opium, &c.? | 22.— |
| 23.—Has he been subject to any bodily disease; to epilepsy, suppressed eruptions, discharges or sores, or ever had any injury to the head? | 23.— |
| 24.—Has restraint or confinement been employed? If so, of what kind and how long continued? | 24.— |
| 25.—What is supposed to be the cause of the disease? | 25.— |
| 26.—What treatment has been pursued for the relief of the patient? Mention particulars and the effects? | 26.— |

27.—Please state any other matter, | 27.—
 having any bearing upon the |
 case, that may enlighten the |
 physician upon the patient's |
 condition ?

N. B.—For reference, the address of the nearest relative, curator or friend must be given in full with the place of residence.

We make this solemn declaration, conscientiously believing the same to be true, and by virtue of the act of Canada, passed in the thirty-seventh year of Her Majesty's Reign, intituled : "An Act for the suppression of voluntary and extra-judicial oaths."

Declared and acknowledged before }
 me, one of Her Majesty's Justices of, } (Signature.)
 the Peace for the District of
 at this 188 }

(Signature),

FORM D.

Certificate of the parish priest, vicar, minister or justice of the peace.

Province of Quebec, }
 District of }

I, the undersigned (*parish priest, vicar, minister or justice of the peace, as the case may be*) certify

1. That A. B. is a lunatic, (*idiot or imbecile person, as the case may be*) and should be placed in a lunatic asylum.

2. That the said A. B. has (*or has not, as the case may be*) sufficient property to pay, in whole or in part, the expenses of his board and maintenance in an asylum.

3. That the names and the residences of the persons bound to support him, are as follows :

(Names, &c.)

And that have (*or have not*) sufficient means to pay, in whole or in part, the expenses of his board and maintenance in the asylum.

And I make this solemn declaration, conscientiously believing the same to be true, and by virtue of the Act of Canada, passed in the thirty-seventh year of Her Majesty's Reign, intituled : " An Act for the suppression of voluntary and extra-judicial oaths."

Declared and acknowledged before }
me, one of Her Majesty's Justices of }
the Peace for the District of , (Signature.)
at , this of , 18 . }

(Signature.)

FORM E.

Certificate of the Mayor or of a Councillor in his absence.

I, the undersigned, , mayor of
the municipality of county of
hereby certify that C D
(name of the insane person) is a person who should be detained in a lunatic asylum, that he does or does not (as the case may be) possess sufficient property to pay, wholly or in part, the expenses of his maintenance in the said asylum or (1) (that in his default) that (names of the persons who are liable for his maintenance) possess sufficient means to allow of their becoming responsible to the province for the board of the said C. D.

(Signature)

M. N.,
Mayor.

FORM F.

Warrant to apprehend a dangerous lunatic.

Province of Quebec, }
District of }

To all or any of the constables or other peace officers in the district of (or county of) :

(1) The persons obliged by law to support the insane are those mentioned in articles 165 and following of the Civil Code to wit : the husband or wife, father, mother, children.

Whereas information upon oath, has been laid before me (or us) one (or, as the case may be) of Her Majesty's justices of the peace, in and for the district of (or county of) _____, by A. B. of _____, that C. D., of _____, is insane and dangerous to be at large :

These are therefore to command you, the said constables or other peace officers or any of you, in the name of Her Majesty, to apprehend the said C. D., and to bring him before me (or us) or any one of the justices of the peace, in and for the district or county of _____, in order that inquiry may be made respecting the mental condition of the said C. D., and that proceedings may be had according to law.

Given under my (or our) hand and seal, at _____, this _____ day of _____, in the year of our Lord, 18 .

[L.S.]

Justice of the Peace.

FORM G.

Warrant of committal for safe custody pending inquiry.

Province of Quebec, }
District of _____ }

To all or any of the constables or other peace officers in the district of (or county of) _____, and to the keeper of the common gaol of _____ :

Whereas on the _____ day of the month of _____, information upon oath was laid before me (or us) one (or, as the case may be) of Her Majesty's justices of the peace, in and for the district of (or county of) _____ that C. D. is insane and dangerous to be at large.

And whereas the hearing of the complaint is fixed for the _____ day of _____, at _____ o'clock in the noon, in the court room, at (indicate the locality,) and it is necessary that the said C. D. should be kept in safe custody ;

These are therefore to command you, the said constables or other peace officers, or any of you, in the name of Her Majesty, to convey the said C. D., to the common gaol of _____ in the district of _____, and there to

deliver him into the hands and custody of the keeper of the said goal, together with the present warrant, (or to keep him in your custody or deliver him into the custody of , as the case may be.)

And I (or we) require you to convey the said C. D., at the time and place at which such hearing is so fixed as aforesaid, before such justice (or justices) of the peace for the said district (or county) of as may then be there to make further enquiry respecting his mental condition, and to be further dealt with according to law.

Given under my (or our) hand and seal, at
this day of , in the year of
our Lord, 18 .

[L. S.]

Justice of the Peace.

FORM H.

Final Warrant of confinement.

Province of Quebec, }
District of }

To all or any of the constables or other peace officers in the district of (or county of) and to the proprietors of the lunatic asylum of :

Whereas information has been laid before me, (or us) one (or, as the case may be) of Her Majesty's justices of the peace, in and for the district of (or county of) upon the oath of , that C. D., is insane and dangerous to be at large ;

And whereas inquiry has been made by me (or us) respecting the mental condition of the said C. D. ;

And whereas I (or we) have found and adjudged the said C. D., to be insane and dangerous to be at large :

These are therefore to command you, the said constables or other peace officers, or any of you, to take the said C. D., and safely convey him to the Insane Asylum known as the and then and there to deliver him into the custody of the proprietors of the said Asylum, together with this warrant ; and I (or we) command you, the said proprietors of the said Asylum, to receive the said C. D., into your custody, and him safely keep, until the pleasure

of the Lieutenant Governor be known, or until he be discharged according to law.

Given under my (or our) hand and seal, at
this day of , in the year of our
Lord, 18 .

[L.S.]

Justice of the Peace:

FORM I.

Warrant to apprehend an escaped patient.

Province of Quebec, }
District of }

Asylum for the insane of

To and to all the constables or peace officers
of the county of , in the district of :

Whereas on the day of the month of ,
being within one month from , C. D., an
insane inmate of the asylum for the insane of , of
which I am the house physician (or assistant house physi-
cian, *as the case may be*), did escape from the said asylum.

These are therefore to command you, the said constables
or peace officers, in Her Majesty's name to apprehend the
said C. D., and safely convey him to this asylum and deliver
him into my charge.

Given, under my hand and seal, at , this
day of the month of , in the year of our
Lord, 188 .

[L. S.]

House Physician
or Assistant House Physician (*as the case
may be*):

FORM J.

Application for temporary discharge of patient.

I (degree of relationship) of (name of patient) confined in the Asylum of , admitted on (date of admission) request from the medical board permission to keep with me the said ; and I undertake to take care of the said , so long as he so remains with me, and this for the space of time of , from this date, and to furnish the said medical board every days, a report upon the physical and mental condition of the said , during the said period.

I further undertake to bring back the said to the said Asylum upon the expiration of the delay fixed or whenever I shall be thereunto required by the medical board, the whole without any charges and without costs.

Dated at , this { (Signature of Applicant.)
day of , 188 . (Address.)

Witnesses :— {
.....

CAP. XXXV.

An Act to amend article 116 of the Notarial Code (46 Victoria, chapter 32.)

[Assented to 9th May, 1885.]

HER MAJESTY, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

46 V., c. 32,
amended.

1. Article 116 of the Notarial Code (46 Victoria, chapter 32) is amended by replacing the figures "174," in the ninth line thereof, by the figures "114."

Effect of fore-
going amend-
ment.

2. This act shall have the same effect as if the figures "114," substituted for the figures "174," by the preceding section, had formed part of section 116 of the Notarial Code at the time of its sanction.

Coming into
force.

3. This act shall come into force on the day of its sanction.

CAP. XXXVI.

An Act to amend and consolidate the acts relating to the
Pharmaceutical Association of the Province of Quebec,
and to the sale of drugs and poisons.

[Assented to 9th May, 1885.]

HER MAJESTY by and with the advice and consent
of the Legislature of Quebec, enacts as follows :

NAME OF THIS ACT.

1. This act may be cited as the "Quebec Pharmacy Act. Name of act.

INTERPRETATIVE PROVISIONS.

2. In this act the words and expressions following shall, Interpretative provisions.
unless such interpretation be repugnant to the subject, or
inconsistent with the context, be construed as follows :—

(a) The word "council" means the Council of the Pharmaceutical Association of the Province of Quebec.

(b.) The word "members" means persons registered as
licentiates of pharmacy in this Province.

(c.) The words "certified clerks" mean persons who
have passed the primary examination specified in this act,
and have been duly registered as such.

(d.) The words "certified apprentices" mean persons
who have passed the preliminary examination specified by
this act, and have been duly registered as such.

(e.) The words "board of examiners" mean a committee
appointed by the council to conduct the examinations speci-
fied by this act.

(f.) The word "registrar" means an officer appointed
by the council to carry on the work of the association,
under the provisions of this act.

(g.) The word "register" or "registers" means a list
or lists, as the case may be, of persons registered under
this act.

(h.) The word "drugs" means articles used medicinally,
whether compounded or simple.

(i) The word "poisons" means such drugs or chemicals
as are dangerous to human life.

(j.) The word "drug store" means a place where drugs
and poisons are sold by retail, or compounded.

(k.) The words "druggist," "chemist," "apothecary,"
"pharmaceutist," "pharmacist," "pharmaceutical chemist,"
or "dispensing chemist" mean a person having a right to
sell and compound drugs and poisons in this Province.

(1.) The word "person" or "persons" means corporate bodies as well as individuals and private associations.

Corporation continued.

3. The corporation, known as the "Pharmaceutical Association of the Province of Quebec," is continued, with all rights and privileges with which it is vested by the acts constituting it.

Powers of association.

The association shall have perpetual succession, and a common seal, with full power to alter, vary, break or renew the same at their discretion.

Further powers.

By the same name it may sue and be sued, implead or be impleaded, answer and be answered unto in all courts in this Province, and may purchase, take or hold real and personal property, provided the real property so held by the said corporation does not, at any time, exceed the value of twenty thousand dollars.

Proviso.

Power to hypothecate, &c., property.

It may hypothecate or alienate such property, and acquire other property instead thereof.

COUNCIL OF THE ASSOCIATION.—ITS POWERS.

Council.

4. The affairs of the association are conducted by a council, composed of twelve licentiates of pharmacy, resident in this Province, six of whom retire annually, according to seniority eligible for re-election.

Retiring of members.

Eligible for re-election.

The retiring members are, however, eligible for re-election.

Present council to remain in office until next annual meeting.

5. For the purposes of this act, the members of the council and officers, elected at the last annual meeting of the association, shall continue in office until the next annual meeting provided for hereafter.

Members to retire at that meeting to be chosen by lot.

The members retiring at the said meeting shall be chosen by lot for by the council at its last meeting prior to the annual meeting to be held in the month of June, 1885.

Power of council of association :

To frame by-laws ;

6. The council of the association has power :

1. To frame such by-laws for the said association as they shall deem proper and necessary for the purposes contemplated by this act, to alter and amend such by-laws from time to time, and to repeal the same in whole or in part, and substitute others therefor ;

To appoint officers ;

2. To elect at their first meeting, subsequent to the annual elections, from among their members, a president, two vice-presidents, a treasurer and an auditor ; and also a proper person to be secretary and registrar.

To replace members of council who die, &c. ;

3. To elect persons to replace members of the council who die, resign or are removed, and also persons to replace the auditor, when vacancies occur for the same reasons.

Such persons must be chosen from among the members of the corporation. How chosen.

4. To elect as honorary and corresponding members of the association such persons as may be eminent for their scientific attainments. To elect honorary members;

Such honorary members shall not, as such, be entitled to vote at elections or to rank as licentiates of pharmacy. Not entitled to vote.

5. To control and manage the real and personal property of the corporation, subject to the by-laws thereof; but no sale or mortgage of any property of the corporation shall be made, except with the approbation and concurrence of a general meeting of the members of the corporation, specially called for such purpose. To manage, &c., the property of the corporation.

7. The annual general meeting of the association shall be held, alternately, in the cities of Montreal and Quebec, on the second Tuesday in the month of June in each year, or on such other day near thereto as shall be determined upon by the council. Time and place of holding annual meetings.

LICENSES OF CHEMISTS.

8. All persons who, at least during five years before the coming into force of this act, were practising in this Province upon their own account, as chemists and druggists, or apothecaries, or in partnership with any other persons so practising, are entitled to be registered in conformity with this act as licentiates of pharmacy, upon producing before the registrar evidence of their having exercised their profession, as aforesaid, provided that such registration be made within twelve months from the passing of the present act. Persons who have a right to be registered as licentiates of pharmacy. Proviso.

9. In pharmacy, there are three classes of persons :

1° Certified apprentices ;

2° Certified clerks, and

3° Licentiates of pharmacy.

Classes of persons in pharmacy.

1. To be admitted as a "certified apprentice", the candidate must produce satisfactory evidence of a good moral character, pass an examination in the English, French and Latin languages, in arithmetic, geography and history, and pay the fees prescribed by section 14 of this act. Admission of apprentices.

2. To be admitted as a "certified clerk," the candidate must be a "certified apprentice," prove that he has served at least three years with a licentiate of pharmacy duly enregistered, pass an examination in the translation and dispensing of prescriptions, in pharmacy, chemistry, toxicology, posology and *materia medica*, and pay the fees prescribed in section 14 of this act. Admission of certified clerks.

Admission of
licentiates of
pharmacy.

8. To be admitted as "licentiate of pharmacy," the candidate must be a "certified clerk," prove that he has followed two courses in chemistry, two courses in *materia medica* and a course in botany, that he has served during four years under a licentiate of pharmacy duly enregistered, and pay the fees prescribed in section 14 of this act.

Major exami-
nation.

The "major examination," which the candidate who presents himself to be a licentiate of pharmacy must pass, includes the same subjects as the "minor examination" but a more extended knowledge of toxicology, *materia medica*, pharmaceutical chemistry, as well as a knowledge of botany, are required.

Board of
examiners.

10. All the examinations referred to in the previous sections,—viz: the preliminary examination, minor examination and major examination—take place before the board of examiners and are regulated by such rules and by-laws as may be in force at the time such examinations are held; and all candidates for any of the said examinations shall pay such fees as may be imposed by the said rules or by-laws.

Regulations
for examina-
tions.
Fees to be paid
by candidates.

BOARD OF EXAMINERS.

Appointment
of board of
examiners.
Duties and
powers of
examiners.

11. The board of examiners is appointed by the council and is composed of persons it deems competent;

These persons examine the candidates and grant such certificates or diplomas as they may think proper to those whom they deem qualified to be "licentiates of pharmacy," "certified clerks," or "certified apprentices."

Certain ex-
aminations
may be dis-
penscd with
and certifi-
cates be ac-
cepted in lieu
thereof.

12. The board of examiners may dispense with the examinations provided for in sections 9 and 10, and may accept in lieu thereof, authenticated certificates of examination by duly appointed medical or pharmaceutical boards, whose curriculum of technical and practical education is equivalent to that required by the said sections 9 and 10, subject to the decision and approbation of the council.

Such certifi-
cates to be ac-
companied by
certificates of
character, &c.

Such certificates must be accompanied by certificates of good moral character, and shall be subject to such other regulations as may be imposed by by-law.

SECRETARY AND REGISTRAR.—HIS DUTIES.

Duties of sec-
retary and
registrar.

13. The duties of the secretary and registrar are:—

1 To act as secretary at all meetings of the association and council.

2. From time to time make out and maintain "Registers" of:

- 1st. "Licentiates of pharmacy";
- 2ndly. "Certified clerks," and
- 3rdly. "Certified apprentices," respectively;

And shall grant, on application, certificates of such registration on payment of such fee as may be fixed by by-law;

3. To make new "registers" for each year, and omit therefrom the names of persons deceased, or transferred from one "register" to another.

4. In the absence of the registrar from any meeting it shall be competent for the presiding officer to appoint some person to act as secretary for the time being.

LICENTIATES.

14. Persons registered under this act shall pay the following fees to the registrar, namely:—

1. Every "licentiate of pharmacy," an annual fee not exceeding ten dollars per annum;

2. Every "certified clerk," an annual fee not exceeding five dollars; and

3. Every "certified apprentice," an annual fee not exceeding two dollars.

Such fees shall be due on the first day of May in every year, and any licentiate, clerk, or apprentice, not paying such fee before the first day of June in each and every year, shall be removed from the register, and shall lose all the privileges conferred upon him by the present act; he may, however, be restored to all his former privileges, on payment of a fine not exceeding five dollars, provided such fine, together with the annual fee, be paid on or before the first day of July following.

15. Persons registered under this act shall, on retiring from business, give the registrar notice in writing of the same, and in default thereof they shall remain liable for their annual registration fee; provided that it shall be lawful for any such person to be re-entered on the register at any time after retiring therefrom, as aforesaid, upon giving notice in writing to the said registrar of his intention so to register, and upon payment to him of all arrears, together with the fee for the current year.

16. All persons keeping open drug stores in this Province, having licentiates of pharmacy, clerks, or apprentices in their employ, shall furnish the registrar with a list of such employees prior to the first day of May in each year.

Business of deceased chemist may be carried on by executor, &c., under certain conditions.

Proviso.

Provisions apply to estate of certain chemists.

17. Upon the decease of any person legally authorized and actually carrying on the business of chemist and druggist at the time of his death, it shall be lawful for the executor, administrator or trustee of the estate of such person to continue such business, if and so long only as such business is conducted under the personal superintendence of a "licentiate of pharmacy," registered under this act, provided such executor, administrator or trustee continue to pay the annual registration fee heretofore paid by the said deceased licentiate.

2. These provisions shall also apply to the estate of any licentiate of pharmacy, who may have become mentally or physically incapacitated from carrying on the business of a chemist and druggist.

SALE OF DRUGS AND POISONS.

Articles mentioned in schedule A considered as poisons. Additional articles may be added.

Notice to that end.

Conditions upon which such articles may be sold.

Sale to party unknown to seller prohibited.

Entry of every sale of such articles to be made in a book kept for the purpose.

Signature of purchaser, &c., to be affixed to entry. Proprietor deemed to be seller, if sale made by clerk, &c.

18. The several articles, named or described in schedule A, shall be poisons within the meaning of this act, and the council may, from time to time, by by-law, and with the concurrence and approval of the board of governors of the College of physicians and surgeons, declare that any article, named in such by-law, shall be deemed a poison within the meaning of this act, and it shall then be added to and become part of schedule A.

Such addition shall be advertised in the Quebec Official Gazette.

19. It shall be unlawful to keep or sell any of the poisons named in schedule A, unless the box, bottle, vessel, wrapper or cover, in which such poison is contained, be distinctly labelled with the name of the article and the word "POISON," and with the name and address of the seller of the poison.

It shall be unlawful to sell any such poison to any person unknown to the seller, unless introduced by some person known to the seller;

On every sale of such article the seller shall, before delivery, make or cause to be made an entry in a book to be kept for that purpose, stating in the form set forth in schedule C to this act, the date of the sale, the name and address of the purchaser, the name and quantity of the article sold, and the purpose for which it is stated by the purchaser to be required.

The signature of the purchaser and of the person (if any) who introduced him, shall be affixed to such entry;

For the purpose of this section, the proprietor, on whose behalf any sale is made by any clerk, apprentice or other employee, shall be deemed to be the seller.

2. The book specified in the present section for the purposes aforesaid shall be called the "Poison Sales' Register," ^{"Poison sales' Register."} and shall be open to inspection by the registrar at any time.

20 No person shall keep open a shop for the retailing, dispensing or compounding of drugs or of the poisons enumerated in Schedule A, annexed to this act; or sell or attempt to sell any drug, or any of the poisons enumerated in the same Schedule, or any medicinal preparation containing any of the aforesaid poisons; or engage in the dispensing of prescriptions, or use or assume the title of chemist and druggist, or chemist, or druggist, or apothecary, or pharmacist, or pharmaceutist, or dispensing or pharmaceutical chemist, or any other title bearing a similar interpretation within this Province, unless he be a physician inscribed as a member of the college of physicians and surgeons of this province or he be registered in accordance with the provisions of this act as a "Licentiate of Pharmacy."

^{Qualities required from persons to keep retail drug store for sale of poisons, &c.}

21. Notwithstanding any provisions to the contrary in this act, it shall be lawful for any 'licentiate of pharmacy' to employ such "certified clerks," or "certified apprentices" as he may deem necessary to assist him in the duties of pharmacist; but it shall be unlawful for any person to employ any clerk or apprentice for any such purpose, unless such clerk or apprentice be registered in accordance with the provisions of the present act.

^{Licentiate of pharmacy may have assistants. Proviso.}

22 It shall be unlawful for any person to permit any apprentice in his employ to engage in the dispensing of prescriptions, or in the sale of the poisons enumerated in Schedule A, unless such certified apprentice be under the immediate supervision of a "licentiate of pharmacy," or "certified clerk", during the time he is engaged in the dispensing of prescriptions, or in the sale of the aforesaid poisons.

^{Preparation of prescriptions.}

23. It shall be unlawful for any person to keep open more than one drug store in this Province, unless each additional or branch store be under the direct control and management of a registered physician or a "licentiate of pharmacy."

^{Conditions under which more than one drug store may be kept by any person.}

24. The provisions of the four preceding sections shall not prevent the sale of the articles mentioned in Schedule B annexed to this act, provided that patent medicines be sold without their wrappers being opened, and the other medicines be sold in closed packets with the name of the substance contained upon such packet labelled thereon.

^{Sale of certain articles not affected by the provisions of the four preceding sections.}

PROSECUTIONS AND PENALTIES.

Institution of
suits for re-
covery of
penalties.

25. Prosecutions instituted for the recovery of any fine imposed under this act may be instituted by the association or by any other person, before the judge of the sessions, the police magistrate or recorder, in the cities of Montreal and Quebec, or before a district magistrate or justice of the peace of the place where the offence was committed, in the other parts of the province, or may be instituted, before any competent court of the place where the offence was committed, by simple civil action in the ordinary manner.

Manner of
levying fines.

26. In default of immediate payment of the fine and costs, they are levied by the seizure and sale of the moveables of the defendant; and in default of sufficient moveables, the defendant shall be liable to be imprisoned in the common gaol of the district for a period not exceeding ninety days, unless such penalty and costs be sooner paid.

Onus of proof
on defendant
in prosecutions
under sections
20 and 23.

27. In any prosecution under sections 20 and 23 of this act, it shall be incumbent upon the defendant to prove that he is entitled to exercise the calling of a "licentiate of pharmacy," or to assume any of the titles specified in the said sections.

Certificate to
be *prima facie*
proof.

The production of a certificate, showing that he is so entitled, shall be considered *prima facie* evidence that he is so entitled.

Members and
officers of cor-
poration com-
petent wit-
nesses.

28. No person, otherwise competent to be a witness in any suit or prosecution in which the corporation may be engaged, shall be deemed incompetent by reason of his being a member or officer of the said corporation.

One witness is
sufficient.

29. In any prosecution instituted under this act to recover any of the penalties thereby imposed, the offence may be proved by the oath of one witness.

Penalty for
false repre-
sentation, as to
registration.

30. If any person shall falsely represent, by any name, title or description, that he is registered under this act, or falsely represent the class or grade of his registration, or engage himself as a "certified clerk," or as a "certified apprentice," not being registered as such, he shall, upon conviction before a magistrate, be liable to a fine for every such offence of twenty dollars, together with costs.

Penalties for
infractions of
certain sec-
tions of this
act.

31. Any person offending against the provisions of sections 20, 21, 22, 23 and 24 of the present act, shall incur a penalty of twenty dollars for the first offence, and of fifty dollars for the second and each subsequent offence, together with costs.

32. Every person, who shall wilfully or knowingly sell any article under the pretence that it is particular drug or medicine which it is not in fact, shall be subject to a fine of twenty-five dollars and costs. Fine for selling any drug, &c., under a false representations.

33. Every person, who neglects to furnish the information to the registrar required by section 16 of this act, shall incur a penalty of five dollars with costs. Penalty for neglecting to furnish information required.

34. Every person, selling the poisons, mentioned in sections 18 and 19 of this act, otherwise than as therein provided, shall be liable to a penalty of twenty-five dollars with costs. Penalty for selling poisons in contravention of this act.

35. Every person, refusing to submit the register kept in compliance with section 19 of this act for inspection by the registrar, shall for each refusal incur a penalty of five dollars with costs. Penalty for refusing to exhibit register to registrar.

36. All fees, penalties and fines payable under this act, shall belong to the said Pharmaceutical Association of the province of Quebec for the purposes of this act. Application of fines.

MISCELLANEOUS PROVISIONS.

37. Nothing in this act shall interfere with the privileges conferred upon physicians and surgeons by the various acts relating to the practice of medicine and surgery in this Province, nor with the business of wholesale dealers in drugs, in the ordinary course of wholesale dealing, nor with chemical manufacturers, nor with duly licensed veterinary surgeons, in their practice as such. Certain privileges preserved. Certain business, &c., not interfered with.

38. The following acts are hereby repealed :—

- (a). Chapter 98 of the Consolidated Statutes of Canada.
- (b). Section 16 of chapter 71 of the Consolidated Statutes for Lower Canada.
- (c). The act, 27-28 Victoria, chapter 51.
- (d). The act, 34 Vict., Cap. 52, and
- (e). The act, 38 Vict., Cap. 37.

39. This act shall come into force on the day of its sanction. Coming into force.

SCHEDULE A.

LIST OF POISONS.

Aconite and its preparations;
Arsenic and its preparations;
Cantharides;
Corrosive Sublimate;
Cyanide of Potassium and all Metallic Cyanides;
Ergot of Rye and its preparations;
Essential Oil of Almonds, unless deprived of Prussic Acid;
Opium and its preparations, except Paregoric and Syrup of Poppies;
Prussic Acid;
Savin and its oil;
Strychnine and all poisonous vegetable alkaloids and their salts
Tartar Emetic;

SCHEDULE B.

All patent medicines;
Alum;
Bicarbonate of Soda;
Borax;
Camomile.
Carbolic Acid (crude);
Carbonate of Lime;
Castor Oil;
Cochineal;
Cod Liver Oil;
Cream of Tartar;
Epsom Salts;
Ginger;
Glycerine;
Gum Arabic;
Hops;
Linseed;
Linseed meal;
Manna;
Nitro;
Paris Green;
Poppies;
Rhubarb;
Senna;
Sulphur;
Tartaric Acid;

SCHEDULE C.

POISON SALES' REGISTER.

DATE.	Name of Purchaser.	Address of Purchaser.	Name and Quantity of Poison sold.	Purpose for which Poison is required.	Signature of Purchaser.	Signature of Person introducing Purchaser.

CAP. XXXVII.

An Act to annex a certain portion of the municipality of the parish of St. Damase, in the county of St. Hyacinthe, to the municipality of the parish of St. Jean-Baptiste, in the county of Rouville, for municipal, school, judicial, electoral and registration purposes.

[Assented to 9th May, 1885.]

HER MAJESTY, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

Certain territory in St. Damase, county of St. Hyacinthe

1. All that part of the municipality of the parish of St. Damase, in the county of St. Hyacinthe, comprised within the following limits, to wit : "An extent of territory of about twenty-six arpents in front, by about thirty-two arpents in depth, more or less, according to the line of the depth of the lots and bounded as follows, to wit : on the north-west by the seigniorial line of the seigniority of Rouville, on the south-west by a lot of land belonging to Léandre Noiseux, Augustin Fournier and Charles Forand, in the parish of St. Jean-Baptiste de Rouville, on the north-east by the line which divides the land, of Joseph Bergeron from that of Avila Lamoureux, and on the south-east by the line which divides the lots of the Ste. Marie-Anne Range from the *Rang des Dix* and the *Rang simple de Cordelia*, forming the second concession of Rougemont Mountain, in the parish of St. Damase, from those of the *Rang du Cordon*."

Annexed to St. Damase, in the county of Rouville for all purposes.

The said extent of territory, comprising about one thousand and ninety-five arpents and including all the lots of the cadastred lots, from number six hundred and ninety-eight (698) to number seven hundred and forty (740), inclusively, of the official plan and book of reference of the said parish of St. Damase, is detached from the municipality of the parish of St. Damase, in the county of St. Hyacinthe, and shall cease to form part thereof and is hereby annexed to the municipality of the parish of St. Jean-Baptiste, in the county of Rouville, for municipal school, judicial, electoral and registration purposes.

Effect of such separation and annexation.

2. The separation of such lots from the municipality of the parish of St. Damase, in the county of St. Hyacinthe, and their annexation to the municipality of the parish of St. Jean-Baptiste, in the county of Rouville, in virtue of the preceding section, shall have the same effect as if they had been effected under the authority of the Municipal Code.

3. Section 1 of chapter 2 of the Consolidated Statutes of C. S. C., c. 2, Canada, and subsections 56 and 58 of section 1 of chapter 1 and C. S. 75 of the Consolidated Statutes for Lower Canada, are modified accordingly. L. C., c. 75, s. 1, §§ 56 and 58 amended.

4. This act shall come into force on the day of its sanction. Coming into force.

C A P. X X X V I I I .

An Act to civilly erect the Parish of St. Gregoire de Nazianze de Buckingham.

[Assented to 9th May, 1885.]

WHEREAS it is expedient to civilly erect the parish of St. Gregoire de Nazianze de Buckingham by a special act of this Legislature, owing to the heavy expenses which the civil erection of such parish under chapter 18 of the Consolidated Statutes for Lower Canada would entail, and whereas by a decree of His Lordship Joseph Guignes, Bishop of Ottawa, bearing date the seventh day of June, one thousand eight hundred and sixty-five, the said Bishop of Ottawa was pleased to erect, for religious purposes, the said parish of St. Gregoire de Nazianze de Buckingham, in the county and district of Ottawa; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

1. From and after the coming into force of this act the parish of St. Gregoire de Nazianze de Buckingham, so erected by the ecclesiastical authorities, shall be recognized for all the civil purposes whatsoever in as full and complete a manner as if it had been erected under chapter 18 of the Consolidated Statutes for Lower Canada and the acts amending the same. Parish, as ecclesiastically erected, recognized civilly.

2. The said parish, covering a superficial area of about five square leagues, is bounded on the South by the Ottawa River; on the East by the division line between the townships of Buckingham and Lochaber as far as the intersection of the line of the eighth concession of the said township, which line serves as the limit of the first seven concessions in the eighth, ninth, tenth, eleventh and twelfth concessions, the first four lots being attached to the St. Malachy mission; on the North by the townships of Portland and Derry; on the West by the River du Lièvre in the first three concessions, by number twenty inclusively in Boundaries of parish.

the fourth concession, and finally by the division line between the townships of Buckingham and Templeton.

Interpretation. **3.** The provisions of this act shall, in the event of doubt arising, be given the most extended interpretation, so as to give the freehold inhabitants of the said parish of St. Gregoire de Nazianze de Buckingham all the rights, privileges and advantages granted to other parishes civilly erected under chapter 18 of the Consolidated Statutes for Lower Canada or its amendments, such being the intent and meaning of this act.

Coming into force. **4.** This act shall come into force on the day of its sanction.

C A P . X X X I X .

An Act to amend the acts respecting the Church of St John the Evangelist, Montreal.

[Assented to 9th May, 1885.]

Preamble.

WHEREAS the incumbent and church-wardens of the Church of St. John the Evangelist, Montreal, have, by their petition, represented that in the statutes of the Province of Quebec, relating to the said church, to wit, the act passed in the thirty-eighth year of Her Majesty's reign chaptered sixty-five, and that passed in the forty-seventh year of Her Majesty's reign chaptered forty-five, an error has occurred, whereby, in the recital, in each of the said acts, of the lots of land acquired and held by them for the erection of a new church, lot subdivision number one of lot official number one hundred and sixty-eight of the St. Lawrence Ward of the city of Montreal was omitted, and have prayed that it be declared that the said omitted lot has been, is and shall be subject to the provisions of both the said acts in like manner as the lots therein mentioned ; and whereas it is expedient to grant the prayer of the said petition ; Therefore, Her Majesty by and with the advice and consent of the Legislature of Quebec, enacts as follows :

Certain lot
declared to be
subject to 38
V., c. 65 and
47 V., c. 45.

1. The lot subdivision number one of the lot official number one hundred and sixty-eight, of the St. Lawrence Ward of the city of Montreal, is hereby declared to have been and to be and shall be subject to all the provisions of the statutes relative to the said church of St. John the Evangelist, hereinbefore cited, as if included in the recital of lots in the said acts contained.

2. This act shall come into force on the day of its sanc-
tion. Coming into
force.

C A P . X L .

An Act to incorporate the Synod of the Church of England
in the Diocese of Quebec, and for other purposes connect-
ed with the Temporalities of the said Church.

[Assented to 9th May, 1885.]

WHEREAS the Lord Bishop of Quebec and the Synod Preamble.
of the Church of England in the diocese of Quebec
have, by petition, represented that it is expedient that the
said Synod should be incorporated and granted power to
hold property, and also to adopt a simple method of authen-
ticating and proving the minutes, journals and canons of
the said Synod ; and that it is also expedient to amend
the law respecting the acquisition and alienation of immo-
vable and other property by the said Church and regula-
ting the management of the temporalities thereof, and
to enable the said Bishop to transfer, to the parties for
whose benefit they are held, certain properties and funds
now by him held in trust, and have prayed to have an act
passed for the said purposes, and whereas it is expedient
to grant the prayer of the said petition ; Therefore, Her
Majesty, by and with the advice and consent of the Legis-
lature of Quebec, enacts as follows:

1. The said Synod is hereby incorporated and made and Synod incor-
porated.
constituted a body politic and corporate, under the name of
" The Synod of the Church of England in the Diocese of Name.
Quebec," with perpetual succession and all other the rights,
powers and privileges incident or belonging to like corpo- Powers.
rations.

2. For all acts or purposes, respecting which it may be Certain per-
sons to repre-
sent synod.
necessary for the said Synod to be represented, it shall be
represented by the Bishop and secretaries in office for the
time being.

3. The said Synod is hereby authorized and empowered Power to hold,
&c., real
estate.
and shall be able, from time to time and at all times
hereafter, by gift, bequest, purchase, exchange or any other
title, without license of mortmain (*lettres d'amortissement*), to
acquire, receive, take, hold, possess and enjoy property of
every kind, real and personal, movable and immovable,
for the uses and purposes of the said Church ; and the

same to manage, let, mortgage or hypothecate, exchange, sell, alienate, dispose of and replace whenever the said Synod may deem it expedient so to do, the acts of Parliament, commonly called the Statutes of Mortmain or any other act, law or usage to the contrary notwithstanding.

Proviso.

Provided that such immovable property shall not exceed in annual value the sum of twenty thousand dollars over and above the value of such immovable property as may be required for the use of the said corporation itself.

Existing printed journals of synod may be certified.

4. The actual and present Bishop of Quebec and secretaries of the said Synod may and they are hereby authorized and empowered to certify by their signature one or more of the existing printed journals of the said Synod for all, each and every the past sessions thereof to be the record of the proceedings, acts and canons of the said Synod; and such printed journals so certified shall be taken to be, and shall have the force and effect of and serve and avail as, the original and authentic records of all the proceedings, acts, minutes, journals and canons of the said Synod to all intents and purposes whatsoever.

Copies of journals certified as such to be proof.

5. All copies and extracts, written or printed, certified by the signature of the Bishop or his commissary, or of the secretaries of the said Synod for the time being, to be true copies of or extracts from the journals of the said Synod, shall be received as proof in all courts and elsewhere, without any other evidence being necessary as to the contents thereof, and shall be held authentic and correct until the contrary be proved.

Rectors, &c., incorporated.

6. The rector, or incumbent, and church-wardens and their successors of every church, parish, mission or congregation in the said diocese already duly constituted and appointed, or who may hereafter be duly constituted and appointed, under or in virtue of the regulations of the said diocese or canons of the said Synod shall be incorporated and form a body politic and corporate, under the name of the "Rector (*or Incumbent*) and Church-wardens of the Church (*or parish &c*) of (*designate the Church*) of (*name the place*)" with all the rights, powers and privileges incident or belonging to like corporations; and shall for all purposes represent the church, parish, mission or congregation for which they are constituted and appointed; and shall have the possession, management and administration of all property and temporalities belonging thereto, which shall be vested in them, and may, subject to such rules and regulations as may be made from time to time by the said Synod, let, mortgage or hypothecate, exchange, sell,

Name.

Powers.

alienate, dispose of and replace, whenever it may be deemed expedient so to do, all property of every kind movable and immovable belonging to such church, parish, mission or congregation; and every deed or conveyance which by law may now be made to any rector or parson or other incumbent may hereafter be made to any rector, parson or other incumbent and church-wardens and their successors.

7. Nothing in this act contained shall be construed to affect the rights of any parsonage or rectory now established by letters patent, or of any proprietary chapel; nor to sanction the disposal of any property in a manner contrary to the terms of the title under which the same is held; nor to create, give or confer any permission, right, power or authority to mortgage or hypothecate any church or lot of ground upon which a church may stand or be built; or any church yard or lot of ground forming the immediate enclosure of any church, whether the same be used as a graveyard or not, or any graveyard, cemetery or burial place, whether adjacent to a church or situate elsewhere.

8. The said Bishop may and he is hereby authorized and empowered to assign, transfer and convey to any body duly incorporated or which may hereafter become incorporated all moneys, securities, funds and other property movable and immovable by him received or hereafter to be received in trust for such body before its incorporation; provided such transfer and conveyance be not inconsistent with or contrary to the conditions, purport or intent of the trust.

9. The present act shall come into force on the day of its sanction.

C A P . X L I .

An Act to enable the Rector of St. Stephen's church, in the Parish of St. Stephen's, in the Diocese of Montreal, to sell the lot of land on which the parsonage house is erected, and the said house and outbuilding.

[Assented to 9th May, 1885.]

WHEREAS the Rector of St. Stephen's Church, in the Parish of St. Stephen's, in the Diocese of Montreal, hath, by his petition, set forth:

That, by a deed of donation, made and executed on the seventeenth day of November, eighteen hundred and fifty-seven, before Henry Weston and his colleague, Notaries Public, Charles Phillips, of the city of Montreal, in the said diocese, Esquire, gave, granted, assigned, transferred and made over, from thenceforth and for ever, unto the Reverend Jacob Ellegood, the then Incumbent of the said church, then called and known as St. Stephen's Chapel, in the St. Ann's ward, in the said city, present and accepting thereof in his capacity of Incumbent of the said chapel, for himself and his successors in office, for the endowment of the parsonage, rectory, or living of St. Stephen's chapel aforesaid, a certain lot of ground or emplacement therein described, and which lot is now called and known, on the official plan and in the book of reference of St. Antoine Ward of the said city, as the south east portion of the lot number fifteen hundred and seventy-seven, containing forty feet in front on Crescent street of the said city by about one hundred and fourteen feet in depth, English measure ;

That, in accordance with the terms and conditions of the said deed, a parsonage house and an outbuilding were duly erected on the said lot, the said house being now numbered thirty-two of the houses in the said Crescent street ;

That, in the opinion and judgment of the said Rector, it is desirable to sell the said lot of land, and the house and outbuilding thereon erected, and to apply the proceeds thereof, either in the purchase or erection of a parsonage house in another part of the said city, or otherwise for the endowment of the parsonage, rectory or living of the said St. Stephen's church ;

And whereas it is expedient to grant the prayer of the said petition ; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

Power to sell
certain real
estate.

1. The Rector of St. Stephen's church, and his successors in office, are hereby authorized, by and with the consent of the Lord Bishop of Montreal, to sell the said south-east portion of the said lot, number fifteen hundred and seventy-seven on the official plan and in the book of reference of the said St. Antoine ward, and the parsonage house thereon, numbered thirty-two on Crescent street aforesaid and the outbuilding erected and being on the said lot of ground, either at public auction, or by private sale, for cash or on credit, or part cash and part credit, as to the said Rector may appear most advisable, and to execute and convey an absolute title thereto to the purchaser or purchasers thereof, and to receive payment of the purchase money, and grant all necessary acquittances and discharges therefor

2. The purchase money to be derived from the said sale shall be applied by the said Rector and his successors in office, either in the purchase or erection of a parsonage house in another part of the city of Montreal, for the benefit of, and in connection with St. Stephen's church, or otherwise for the endowment of the parsonage, rectory or living of the said St. Stephen's Church. Application of proceeds.

3. This act shall come into force on the day of its sanction. Coming into force.

CAP. XLII.

An Act to incorporate the Chapter of the Cathedral of Three Rivers.

[Assented to 9th May, 1885.]

WHEREAS the Reverend Charles Olivier Caron, vicar-general and official and provost, Luc Désilets, vicar-general, Jean-Octave Prince, Isaac Gélinas, Louis-Séverin Rhéault, arch-deacon, Majorique Marchand, Louis Pothier, Louis Richard, dean of the chapter, Jean-Baptiste Comeau, theologian, and François-Xavier Cloutier, penitentiary, all Roman Catholic priests of the diocese of Three Rivers, and resident therein, have, by their petition to the Legislature of the Province of Quebec, represented that, by an apostolic brief, issued on the sixteenth of July eighteen, hundred and fifty-two, and by an episcopal mandate given on the fifteenth of August, eighteen hundred and eighty-four, the chapter of the Cathedral of Three Rivers was regularly and canonically erected, in accordance with the tenor of the instructions of the Sacred College of the Propaganda, accompanying the said brief, and that, by episcopal letters, under the seal of the diocese, dated the twenty-first of August eighteen hundred and eighty-four, they have been called to form the said Chapter, and for that purpose, elected, appointed, and instituted Titulary Canons of the cathedral of Three Rivers, with all the usual rights and privileges of cathedral chapters established in the Roman Catholic church, with a view of assisting the Ordinary in the administration of his diocese, and in case of a vacancy in the see to provide for the administration thereof; Whereas the said Chapter, so as regularly and efficiently to fulfil the material conditions of its existence, and to secure the necessary revenues to permit of the appointment of prebendary canons, under the provisions of ecclesiastical law, and to have perfect civil autonomy, without prejudice, however, to the episcopal jurisdiction, has Preamble.

prayed that the powers of a corporation, holding civil and political rights be accorded to it ; Whereas, finally, in view of the advantages that must arise therefrom, it is expedient to grant the prayer thereof ; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

Certain persons incorporated.

Name.

Powers.

1. The petitioners, who are all, at present, members of the Chapter of the Cathedral of Three Rivers, and all other persons who may hereafter canonically become members of the said Chapter, shall be and are hereby constituted a body politic and corporate, under the name of the "Chapter of the Cathedral of Three Rivers," with all the civil and political rights, privileges, immunities and powers, usual to corporations.

Rights, &c., of corporation.

2. The corporation shall, under the said name, have perpetual succession and shall enjoy all the rights, powers and privileges of other corporations, and specially of those which have been erected for spiritual, religious or moral purposes.

Power to associate members, &c.

3. The corporation may and shall, at all times, associate with its members other members canonically elected and appointed, establish them in one or more places, and support them therein out of the funds of the said corporation, either in the offices and duties attached to their said titles or in the functions which are or may be assigned to them as members of the said Chapter and in the civil and religious interests thereof.

Power to hold, &c., property.

4. The corporation may also, at all times and in all places, by purchase, donation, legacy, cession, loan, or under this act, or by any other lawful means and legal title, acquire, hold, possess, inherit, have, accept, and receive all movable and immovable property whatever, for the uses and purposes of the said corporation, and may also hypothecate, sell, lease, farm out, exchange, alienate, and lawfully dispose of the same in whole or in part for the same purposes, but always in conformity with the canonical rules ; provided that such immovable property does not exceed in annual value the sum of thirty thousand dollars, over the value of the immovable property occupied or required for the purposes of the corporation.

Amount limited.

Power to sue and be sued.

5. The corporation may plead and be impleaded in all courts of justice in this Province, in the same manner as any other body politic and corporate.

6. The majority of the members present at capitulary meetings, canonically called, shall form the council of administration of the corporation, and shall have full power and authority to make, establish and sanction rules, by-laws, orders and statutes, not contrary to this act or to the laws in force in this Province, but which they may deem necessary or useful for the good administration thereof, either for the admission, amotion, change and domicile of their members, or for the acquisition, possession, management and alienation of their movable and immovable property, the whole in conformity with the canonical institutes, and without prejudice to the real or personal rights acquired by the members of the said corporation. They shall also have full power and authority to amend, correct and repeal, in whole or in part, the said rules, by-laws, orders and statutes and to substitute others in lieu thereof.

Council of administration.

Power of council.

7. The council of administration of the corporation may appoint, remove and change one or more of its administrators, procurators or other officers, upon whom it may confer authority and power or limit the same to govern in its name and manage its affairs, under its responsibility, and the acts of the person or persons, so authorized, shall be as obligatory as if made and passed by the council of administration itself.

Appointment of administrators, &c.

8. The corporation may have a common seal, with power to alter, change, and renew the same, when and as often as they deem expedient so to do.

Common seal.

9. No one of the members of the corporation can, under any circumstances, exercise, for himself, any rights of property in or upon the property of the said corporation or the possession thereof, such power being vested solely in the council of administration.

Property vested in corporation.

10. The members of the corporation shall not be personally liable for the obligations thereof.

Liability of members.

11. It shall be the duty of the corporation, whenever thereunto required, to submit to the Lieutenant-Governor in Council, a detailed statement of the immovable properties thereof, held under this act, and the revenues arising therefrom.

Return to Lieutenant-Governor.

12. This act shall come into force on the day of the sanction thereof.

Coming into force.

CAP. XLIII.

An Act to incorporate "*L'Hôtel-Dieu St. Valier*" at Chicoutimi.

[Assented to 9th May, 1885.]

Preamble.

WHEREAS the Reverend Ladies, known as *Religieuses Hospitalières de la Miséricorde de Jésus*, who are at present in charge of the Marine Hospital at Chicoutimi, and whose names are hereinafter mentioned, have, by their petition, set forth that they wish to establish a charitable institution at Chicoutimi, under the name of *L'Hôtel-Dieu St. Valier*, in which to receive, care for and comfort the poor, sick, aged, infirm and orphans, without distinction of religion or nationality; and whereas the said religious ladies have, by their said petition, prayed to be incorporated, in order that they may be enabled to attain their object, and whereas, owing to the great benefits to be derived therefrom, it is expedient to grant their prayer; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

Certain persons incorporated.

1. Mesdames Julie Emilie Lamarre called Sister Saint Gabriel, Marie Adeline Touchet called Sister Marie des Anges, Marie Célanire Taschereau called Sister Saint Elzéar and Christine Lœtitia Légaré called Sister Saint Léandre, now in charge of the Marine Hospital at Chicoutimi, and all such other persons as may hereafter be admitted as nuns and join the persons aforesaid, shall be and are hereby constituted a body politic and corporate, under the name of "*L'Hôtel-Dieu St. Valier*" at Chicoutimi, and, under such name, shall have perpetual succession and a common seal, and may, for the ends and purposes of the institution which they wish to establish, acquire, hold, possess, accept and receive for themselves and their successors all movable or immovable property which may hereafter be sold, ceded, given and bequeathed to the said institution for the use and purposes thereof and may sell, lease, let, hypothecate and exchange the same and may acquire others in lieu thereof for the same purposes; provided the annual value of the said property shall not exceed ten thousand dollars (excepting however the buildings required for the said hospital *L'Hôtel-Dieu* and the ground on which the same are erected.)

Name.

General power to hold, &c., real estate, &c.

Amount limited.

Power to make by laws.

2. The said institution shall have power and authority to make, amend and repeal, from time to time, by-laws and regulations, not inconsistent with this act or with the laws of this province, for the government of the said institution

and of the officers and teachers thereto belonging, and for the admission of persons into the said *Hotel-Dieu* and for their rejection or removal when it may deem it advisable, and for apprenticing or binding to any healthy trade or occupation young persons of both sexes admitted into the said *Hotel-Dieu*, and for exercising over them and in their behalf such powers as their parents would have had, had they remained under their charge.

3. The said institution shall have the right to keep a dispensary, to make and sell remedies and medicaments and all other products of the industry of its members, subject always however to the laws, rules and regulations concerning such, in force in this province in which such manufactures and industries are carried on; provided always that the profits and revenues arising directly or indirectly from such manufactures, industries and sales shall be exclusively employed to the profit and for the support of the charitable institutions established by the corporation, and the carrying out of the said charitable works, without its being possible to withdraw or divert any portion whatever to the profit of any work or purpose foreign to the said works.

Power to keep dispensary and manufacture remedies, &c.

Proviso.

4. It shall be the duty of the said institution to send, annually, to each of the branches of the Legislature of this province, a detailed statement of the movable and immovable property possessed by it under this act.

Annual return to Legislature required.

5. This act shall come into force on the day of its sanction.

Coming into force.

C A P. X L I V.

An Act to incorporate The Congregation of the Most Holy Redeemer.

[Assented to 9th May, 1885.]

WHEREAS the Reverend Redemptorist Fathers have established themselves as a religious community in the city of Montreal, with the authorization of the Catholic Bishop of Montreal, and have, by their petition, prayed to be incorporated, and whereas it is expedient to grant their prayer; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

Preamble.

1. The Reverend Jean François Catulle, superior of the said religious community, the Reverend Pierre Vander

Persons incorporated.

Capelle, the Reverend Guillaume Godts, the Reverend Edouard Stubb and the Reverend Arthur Caron, members of the said religious community, and such other persons as may become members thereof under the rules of the same, are hereby constituted a body politic and corporate under the name of "The Congregation of the Most Holy Redeemer," and, under such name, shall have perpetual succession and may have a common seal, which they may alter at will, and appear before the Courts in the same manner as any person, provided however that no legal title deed in which the said community might be designated as "The Redemptorist Fathers" shall be attacked or set aside on account of such error, when it is evident that it was intended to designate the said community.

Name.
General
powers,

Province.

2. The Congregation of the Most Holy Redeemer may possess, accept and acquire, by any legal title, movable and immovable property, and sell, alienate, hypothecate, assign, lease, transfer, exchange or otherwise dispose of the same, in any manner whatsoever; provided the annual revenue from the immovables possessed by the said congregation for purposes of revenue in any district shall not exceed twenty thousand dollars.

Amount
limited:

Power to hold
certain pro-
perty in Mon-
treal.

It shall also have the right to possess in perpetual usufruct the immovable property on which are erected the parish church of St. Ann, in the city of Montreal, a parsonage and other buildings and dependencies; the said immovable being of irregular and almost triangular form, and known and designated as a portion of number one thousand four hundred of the official plan and book of reference of St. Ann's ward in the said city, according to the terms of the private agreement between the said community and His Lordship the Bishop of Montreal, bearing date the fifteenth day of August, one thousand eight hundred and eighty-four.

Head office.

3. The congregation shall have its corporate seat in the city of Montreal.

Branches.

It may establish houses in different parts of this province for the purposes of its incorporation.

Place of
meetings.

The board of directors may however meet at any other place which it may deem expedient.

Power to make,
&c., by-laws

4. The congregation shall have power to make and pass such by-laws, rules and regulations respecting the administration of its property, the management, internal government, the election, number and powers of its officers, the admission and retirement of its members, and generally all by-laws consistent with the laws of this province.

5. It shall have a board of directors, whose quorum shall be three members, until it be otherwise determined by by-law. Board of directors.

The first board shall be composed of the five persons mentioned in the first section. The number thereof may be changed by by-law. First board.

The superior of the community in the city of Montreal shall always be, *de jure*, while in office, the president of the Board of Directors. President of board.

6. Only persons belonging to the religious community known in the Roman Catholic Church under the name of "The Congregation of the Most Holy Redeemer" can be members of the corporation. Who may become members of the corporation.

7. The objects which the congregation has in view are chiefly : Objects of the corporation.

1. The maintenance of Public Worship ;
2. The religious education of the people and especially that of the poor and abandoned, particularly by holding missions in cities, towns, villages and parishes ;
3. Taking spiritual charge, temporarily, of small congregations which cannot afford to support a priest ;
4. Giving a moral education particularly to poor and orphan children ;
5. Helping in missions and education within the limits of their duties ;
6. The maintenance of public cemeteries connected with buildings devoted to public worship, under their care, and the construction and maintenance of halls attached to or belonging to the buildings devoted to public worship under their care, for the public purposes of such buildings respectively ;
7. All other works depending upon those above mentioned, and all other works in any way connected with the objects set forth in the present section.

8. The said corporation shall be obliged to make an annual return to the Legislature of this province upon the state of its affairs and the value of the immovables by it possessed in virtue of this act. Annual return to Legislature.

9. This act shall come into force on the day of its sanction. Coming into force.

C A P . X L V .

An Act to incorporate *Les Religieuses Hospitalières de St. Joseph de l'Hotel-Dieu d'Arthabaskaville.*

[Assented to 9th May, 1885]

Preamble.

WHEREAS the Reverend Sisters Pagé, superior, Quesnel, assistant, Beauchamp and other nuns of the same congregation have prayed to be incorporated, under the name of *Les Religieuses Sœurs Hospitalières de St. Joseph de l'Hotel-Dieu d'Arthabaskaville*, for the purpose of founding, at Arthabaskaville, hospitals, hospices, asylums and other charitable institutions, and whereas it is expedient to grant their prayer; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

Persons incorporated.

1. The said Reverend Sisters Pagé, Quesnel, Beauchamp and other nuns of the same community, as well as the persons whom they may associate with themselves and who shall succeed them, in accordance with the present or future rules and constitution of the said congregation, are hereby

Name.

constituted a body politic and corporate, under the name of *Les Religieuses Sœurs Hospitalières de St. Joseph de l'Hotel-Dieu d'Arthabaskaville*, with all the powers and privileges conferred by law upon incorporated religious societies.

General powers.

Power to pass by-laws.

2. The said corporation may make and adopt such regulations and by-laws (not contrary to the laws of this province) as it may deem necessary and expedient for its interests and government, for the purchase, disposal and management of its property, for the admission or amotion of its members, and may alter, amend and repeal the same, whenever and in what manner it may deem proper.

Power to acquire property.

3. The council or chapter of the said corporation may acquire movable and immovable property, by donation, legacy, purchase, exchange or otherwise, dispose of the same and acquire others in the place thereof, by any legal title whatsoever, and be a party to any deed affecting the ownership thereof, for the requirements and purposes of the said community; and every such deed, signed, by the sister superior and the sister who acts as secretary, with the consent and authorization of the chapter of the said community, with respect to the acquisition and disposal of the immovables, shall be valid for all lawful purposes whatsoever;

Proviso as to amount.

Provided such immovable property does not exceed in annual value the sum of twenty thousand dollars.

4. All the movable and immovable property, rights and claims which the persons above mentioned may have in and to the said establishment at Arthabaskaville shall, from and after the coming into force of the present act, become the property of the said corporation.

Certain prop-
erty vested
in corporation.

5. This act shall come into force on the day of its sanc-
tion. Coming into
force.

CAP. XLVI.

An Act to amend the act incorporating *La communauté des Sœurs des Saints noms de Jésus et de Marie* and to confirm the title of the said community to the property upon which their convent at Hochelaga is built.

[Assented to 9th May, 1885.]

WHEREAS *La communauté des Sœurs des Saints noms de Jésus et de Marie* have, by their petition, represented, that the act of the late province of Canada, 8 Victoria, chapter 101, by which they were incorporated, should be amended in order to allow the said community to possess immovable property in this Province of an annual value of twenty-five thousand dollars, as well as to borrow money and to hypothecate all or any of their immovable property ;

Preamble.

And whereas by deed of donation by Simon Valois, Esquire, and his wife to *La communauté des Sœurs des Saints noms de Jésus et de Marie*, passed at Montreal on the twenty-seventh day of November, one thousand eight hundred and fifty-eight, before J. H. Jobin and his colleague Notaries, the said donors acknowledged to have given, purely and simply, as a pious legacy, to the said community present and accepting thereof, by and through three of their members "a certain lot of land from and out of one of their farms, to wit, that which is commonly known as the "Belin farm," situated at the foot of St. Mary's current, côte Ste. Marie, in the said parish of Montreal ; the said lot of land to be one arpent and a quarter in width, by two arpents in depth, to be taken from near the line of the "Dézéry farm," starting from the public highway which bounds it in front, in rear and on the two sides bounded by the donors ;

And whereas by his last will, made at Montreal on the fourth day of December, one thousand eight hundred and sixty-six, before J. Belle and colleague, notaries, the said Simon Valois acknowledged and confirmed the said dona-

tion; first, in the third clause in which he orders that his "body be interred in the chapel *des Sœurs des Saints noms de Jésus et de Marie*, and which is situated upon land which I gave them nearly opposite my present dwelling;" and then in the fifth clause, in which he enumerates the various legacies made to his son the Reverend Mr. Etienne Avila Valois: the third item being as follows:

"3. A farm situated at the foot of the Ste. Mary's current, in the said parish of Montreal where the establishment of *Les Sœurs du Saint nom de Jesus-Marie* is, of three arpents in front by thirty arpents in depth, the whole more or less, bounded in front by the Queen's highway, on one side by the Bleau farm, which belongs to me, on the other side by the D'zéry farm, which also belongs to me, with the buildings thereon, with the exception of the establishment of the said sisters, which, as well as the land thereto appertaining, remains and belongs to the latter."

And whereas the said deed of donation was not registered during the lifetime of the said donor, Simon Valois, Esquire, but has been registered since his death, his wife, the other donor, being still alive.

And whereas the said Reverend Mr. Louis Etienne Avila Valois, to whom the late Simon Valois bequeathed the farm, of which the said lot forms part, and dame Marie Philomène Valois, wife of Paul Lussier, advocate, both residing at Hochelaga, the said dame Marie Philomène Valois being duly authorized by her said husband for the purposes of the said deed, have by deed of ratification, passed at Montreal, on the twentieth day of March, one thousand eight hundred and eighty-five, before N. Perodeau, Notary, declared that, after having taken cognizance of the said deed of donation, they were content and satisfied therewith and approved and confirmed the same in so far as they were concerned;

And whereas in order to dispel all doubts as to the ownership of the sisters of the above named community, in the above mentioned land, it is expedient that their title to the said land should be confirmed by the Legislature, and whereas it is expedient to grant their petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

8 V., c. 101, s.
13, amended.

1. The Act of the late Province of Canada, 8 Victoria, chapter 101, is amended by striking out the words "two thousand pounds currency", in the thirteenth and fourteenth lines of the first section of the said act, and by replacing them by the words "twenty-five thousand dollars"; and by adding after the word "sell," in the fourteenth line of the same, the word "hypothecate"; and by adding after the

words "same purpose" in the fifteenth line of the same, the words "they shall also have power to borrow."

2. The said community are hereby declared to have been, since the date of the said deed of donation, and still to be proprietors of the said lot of land described in the preamble of this act as having been given by the late Simon Valois, Esquire, and his wife to the said corporation, and their title to the said land is hereby confirmed and ratified for all lawful purposes.

Community declared to be proprietor of certain lot of land.

3. The present act shall in no way affect pending cases and shall come into force on the day of its sanction.

Pending cases not affected and coming into force of act.

C A P . X L V I I .

An Act to extend, define and confirm the powers of the community of "*Les Sœurs de la Congrégation de Notre-Dame*," of Montreal.

[Assented to 9th May, 1885.]

WHEREAS *Les Sœurs de la Congrégation de Notre-Dame*, of Montreal have, by their petition, represented that their community has greatly increased, and that in order to better carry out their object, they find it necessary to have their powers extended, defined and confirmed, and whereas it is expedient to grant their prayer; Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

Preamble.

1. "*Les Sœurs de la Congrégation de Notre-Dame*" are hereby recognized as a body politic and corporate, with all the usual rights and privileges of such corporations.

Corporation recognized.
Powers.

2. "*Les Sœurs de la Congrégation de Notre-Dame*" may establish the seat and chief of place of business of the corporation, wheresoever they may deem it expedient so to do, within the Province of Quebec, and they may establish, have, and conduct branch establishments within the said Province for carrying out the objects of the institution.

Chief place of business.
Branches.

3. "*Les Sœurs de la Congrégation de Notre-Dame*" shall have power, both at their chief establishment and at each of their branch establishments, according to the by-laws of their institution, to purchase, acquire, receive and possess, in any manner whatsoever, for the use and purposes of the institution, any immoveable property, heritages, constituted rents, public funds, life-rents and any and every kind of move-

General powers of corporation.

Provided.

able or immoveable property whatsoever, in trust or otherwise, and they may sell, lease, alienate, transfer, exchange, and, in short, dispose of them in whatsoever way they may deem fit; they shall have power to borrow sums of money and hypothecate any of their said immoveables as security for the repayment of capital and interest. Provided the annual value or revenue derived from the immoveables so holden, not including those which they themselves shall occupy, for the purposes of their various educational establishments, which they now possess and those which they may hereafter establish and own, shall not exceed the amount of one hundred thousand dollars for their chief establishment and twenty thousand dollars for each branch.

Certain property declared exempt from taxation.

4. The properties belonging to the houses of the said institution in which there are chapels for divine worship, are exempt from paying such taxes as may be levied for building or repairing churches and parsonages.

Coming into force.

5. The act 8 Victoria, chapter 90 is amended accordingly.

CAP. XLVIII.

An Act to incorporate "The Farnham Orphan Asylum."

[Assented to 9th May, 1885.]

Preamble.

WHEREAS the Reverend Messire Antoine-Damase Limoges, parish priest of the parish of St. Romuald de Farnham, Georges Dion, priest, Superior of Le Collège Ste. Croix, in the town of Farnham, the Reverend Sisters Euphemie Larochelle and Célima Chartier, Sisters of Charity at the Hospice Ste. Elizabeth de Farnham, Pierre-Alexis D'Artois, Jean-Benjamin Valiquet, Pierre Beriau, Marcel Mailhot, Edouard Donahue and others, all of the parish of St. Romuald de Farnham, have, by their petition, prayed for the incorporation of the orphan asylum, which has existed for two years in the town of Farnham under the name of Farnham Orphan Asylum, and it is expedient to grant the prayer of the said petition; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

Certain persons incorporated.

1. The parish priest and the churchwarden in office of the parish of St. Romuald de Farnham and their successors for ever, the Reverend Sister Superior and the treasu-

rer (*dépositaire*) of L'Hospice Ste. Elizabeth de Farnham, and their successors for ever, shall be the directors of the said orphan asylum, and shall be a corporation under the name of "The Farnham Orphan Asylum," and as such, shall have the rights and powers appertaining to corporations and may acquire and possess such real estate as may be requisite and necessary for the purposes of the said orphan asylum, and may alienate, exchange, sell, grant, lease, and otherwise dispose of the same or any part thereof, from time to time, and as occasion may offer, and acquire others in their place.

The said corporation may acquire all other immovable property, or interest therein by purchase, exchange, gift, legacy or inheritance, and dispose of the same for the purposes of the said orphan asylum; provided the annual value of the whole of the said immovable property shall not exceed the sum of twenty thousand dollars. The corporation may also, from time to time, make such regulations and by-laws for the internal management and government of the said orphan asylum, as to it may seem meet and expedient; and three of the directors shall form a quorum for the transaction of business.

2. The corporation shall constitute a board and may appoint a secretary or manager and remove him at pleasure, and appoint another in his stead, and it shall annually submit a statement of its affairs to the Legislature, within the first fifteen days from the opening of each session.

3. The corporation and may elect one of its members as president, who, whenever the votes are equally divided, shall have a casting vote.

4. All proceedings before any court in this Province, respecting any matter or thing, connected with the said orphan asylum, shall be served upon the secretary or manager or at the office of the corporation; and the secretary or manager is hereby authorized to affix the seal of the said corporation to any deed or deeds, title or titles, requiring such seal to be affixed.

5. The corporation may borrow such sum of money, as it may deem advisable for the purposes aforesaid, provided such loans shall not exceed, in the aggregate, twenty thousand dollars, and it may hypothecate the immovable property of the said orphan asylum as security for the repayment of the said loans and of the interest thereon.

6. This act shall come into force on the day of its sanction.

CAP. XLIX.

An Act to amend the Act 34 Victoria, chapter 59, intituled:
 "An Act to incorporate the Montreal Young Men's
 Christian Association."

[Assented to 9th May, 1885.]

Preamble.

WHEREAS the Montreal Young Men's Christian Association, a body politic and corporate, duly incorporated under and by virtue of the fifty-ninth chapter of the statutes of the province of Quebec, passed in the thirty-fourth year of the reign of Her Majesty, Queen Victoria, has, by its petition, represented that it desires that its corporate name and the date of its annual meeting be changed, and that the provisions of its said act of incorporation relative to the management of its property may be modified, and it is expedient to grant the prayer of the said petition; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

Name
changed.

1. The name of the Montreal Young Men's Christian Association is hereby changed, and, from and after the coming into force of this act, the said association shall continue to exist and be known under the name of the "Young Men's Christian Association of Montreal"; but such change shall not affect any existing right or pending proceeding.

Date of annual meeting
changed.

2. The date of the annual meeting of the association is hereby changed from the month of November to the month of May or such other time as it may, from time to time, determine, by a two thirds' vote of its members present at a special meeting called for the purpose.

Real estate of
association to
be managed
by officers, &c.
Proviso.

3. The real estate of the association shall be held in its corporate name and be managed and administered by such officers or trustees as it may, from time to time, by by-law in that behalf ordain, provided always that no portion of the real estate of the association shall be sold or in any manner alienated or hypothecated without a three-fourths' vote of its members, as provided in section one of its said act of incorporation.

Power to
amend by-
laws and re-
gulations.

4. The association may amend its by laws and regulations within the scope of the object and purpose of its incorporation, by a two-thirds' vote of its members present at a special meeting of the association called for the purpose.

5. Nothing in this act shall be held to affect the rights ^{Rights of cer-} and privileges of the Montreal Auxiliary Bible Society, ^{tain societies} Canada Sunday School Union and Religious Tract Society, ^{not to be} as secured to them by the said act. ^{affected.}

6. This act shall come into force on the day of its sanc- ^{Coming into} tion. ^{force.}

C A P. L.

An Act to incorporate "*L'Union St. Joseph de St. Charles Borromée de Charlesbourg*."

[Assented to 9th May, 1885.]

WHEREAS there exists at present in the parish of ^{Preamble.} St. Charles Borromée de Charlesbourg a mutual provident and benefit society called "*L'Union St. Joseph St. Charles Borromée de Charlesbourg*," and whereas, in order the better to attain the object it has in view, the said society has, by petition, prayed for an act of incorporation, and it is just and expedient to grant its prayer; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

1. The following persons, Pierre Légaré, Jacques Ver- ^{Persons incor-} ret, J. E. Grondin, J. O. Bourret, Jos. Pâquet, Adolphe ^{porated.} Bourret, Jérémie Pepin, François Turgeon, Joseph Ville-neuve, Charles Paradis, Joseph Paradis, Cyrille Lortie, Réal Dorion, J.-Bte. Lépine, Alfred Bourbon and such other persons as are already or may hereafter become members, in accordance with this act and the by-laws of the society, are hereby incorporated under the name of "*L'Union St. Joseph de St. Charles Borromée de Charles-* ^{Name.} *bourg*."

2. Under such name the said corporation may plead ^{General} and be impleaded, and may have, acquire, hold, lease and ^{powers.} possess all movable or immovable property necessary or useful for its purposes, and may lease, sell, hypothecate or alienate the said movable and immovable property and acquire other in lieu thereof whenever it may deem proper, provided always that the annual value of the immo- ^{Proviso.} vables belonging to it does not exceed the sum of two thousand dollars over and above what may be necessary for the personal use of its members.

Constitution,
 &c., of society
 to remain in
 force until re-
 pealed.

3. The constitution, rules and by-laws now established, respecting the admission or expulsion of members and the government and general management of the said association, in so far as they are not inconsistent with the laws of the province, shall be the constitution, rules and by-laws of the corporation hereby constituted, which may, from time to time, amend, alter or repeal the same in whole or in part as it may deem expedient or necessary, in order to attain the end which it has in view.

Board of
 management.

4. The general management of the affairs of the association shall be confided to a board of management, the actual members whereof shall be those of the corporation hereby constituted until others have been elected in their stead, in accordance with the rules and by-laws of the corporation.

Subscriptions
 may be sued
 for.

5. All subscriptions, contributions and fines due to the corporation may be sued for before the courts.

Entrance fees,
 &c., to become
 property of
 corporation.

6. Every sum of money paid as entrance fee, subscription or fine by any member who may withdraw from the corporation or whose name shall be struck from the list of members, in accordance with the present or future by-laws of the corporation, shall remain the property of the corporation, and such members shall not be entitled to claim any part thereof.

Money granted
 as aid not
 liable to
 seizure.

7. No sum of money granted by the corporation, in virtue of its constitution or of any of its by-laws, to any of its members on account of illness, or to the widow, orphans or heirs of a deceased member, nor the share or interest of any member in the assets of the society shall be liable to seizure either before or after judgment.

Coming into
 force.

8. This act shall come into force on the day of its sanction.

C A P. L I.

An Act to incorporate the "*Union St. Joseph de St. Jean-Baptiste de Québec.*"

[Assented to 9th May, 1885.]

Preamble.

WHEREAS there exists an association, under the name of the "*Union St. Joseph de St. Jean-Baptiste de Québec,*" the object whereof is to aid and assist its members in the event of sickness and to assure similar assist-

ance and other benefits to the widows and heirs of deceased members, and whereas the founders of such association have, by their petition, prayed that they be incorporated, and whereas it is expedient to grant their prayer; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

1. Messrs. Ephrem Dugal, P. E. Duval, Elzéar Pelletier, Persons incor-
rated. Arthur Frédéric, A. Fréchette, Alexandre Gauvreau, A. Watters, Geo. Bellerive, C. Vohl, Joseph Donati, C. Langhan, Fortunat Gauvreau, J. A. Grenier, P. I. Bazin, Félix Gauvreau, L. Clodomire Delisle, P. I. Bazin and F. X. Andy, and such other persons as may hereafter become members, under the by-laws of the said society, are hereby constituted a corporation, under the name of the "*Union St. Joseph de St. Jean-Baptiste de Québec.*" Name.

2. The said corporation may plead and be impleaded, General
powers. contract and bind itself, acquire and possess, by gratuitous or onerous title, *inter vivos* or by will, movable and immovable property situate in the province of Quebec, for the purposes of the society, not exceeding in annual value Proviso. the sum of four thousand dollars, and exchange, hypothecate and sell the immovables acquired or to be acquired by it.

The said corporation may lend money on municipal, Power to lend
money. provincial or federal debentures or upon hypothecary security, provided always that there remains on hand a Proviso. sum not less than three hundred dollars, sufficient to meet the obligations of the society and its current expenses.

3. The rents, revenues and funds of the corporation Application of
funds of corpo-
ration. shall be exclusively affected and employed in aiding and supporting the members thereof and their widows and lawful heirs, in purchasing, building or repairing the immovables necessary for the purposes of the corporation, and in paying the expenses legitimately incurred for the objects relating to the above purposes, and to the management of its affairs, as determined by the by-laws of the society.

4. The present by-laws of the said association are hereby By-laws. put in force, and they shall be the by-laws of the corporation; but it shall be lawful for the said corporation to amend or repeal the same and make such new by-laws as it may deem expedient, provided they be not contrary to Proviso. law, and that they be adopted by a majority of two-thirds of the members present at a general meeting convened in accordance with the by-laws.

Power of member to surrender, &c., his share.

5. Every member shall have the right, with a view of procuring immediate assistance or a life-rent or pension, (but not otherwise) to surrender and transfer his share in the assets of the society, upon the transferee paying all the contributions due by the member who makes the transfer; and, in default of his so doing, the transfer shall *ipso facto* be null and void, and the member making such transfer and the society shall revert to the position they occupied before such transfer.

Power of member to bequeath his share.

6. Every member shall also have the right to bequeath his share in the assets of the society to any person he may choose

Share to devolve in certain manner, if not otherwise disposed of

If there be neither transfer, nor will, the share of each deceased member shall devolve in the following order :

- 1st. To the widow ;
- 2ndly. To the children ;
- 3rdly. In default of children to the father or mother ;
- 4thly. In default of father and mother, to the brothers and sisters ; and
- 5thly. In default of the heirs above mentioned, the share shall revert to the society.

*Shares not liable to seizure.

7. Neither the share of a member in the assets of the society, nor the assistance granted to a member or to his heirs, nor that which a member may obtain by a transfer *inter vivos* as aforesaid, nor the life-rent or pension which he may have acquired by such transfer can be seized or sold by authority of justice.

Member not incompetent as witnesses.

8. No person, competent to be a witness in any suit or prosecution, shall be incompetent as such from the fact of his being a member or officer of the said corporation.

Head office.

9. The principal place of business of the said corporation shall be in the Saint Jean Baptiste suburbs of Quebec.

Return to Legislature.

10. The corporation shall be bound to make, within the first twenty days of each session, an annual report to the Lieutenant Governor and to the two branches of the Legislature containing a general statement of its affairs.

Coming into force.

11. This act shall come into force on the day of its sanction.

CAP. LII.

An Act to incorporate "*La Société St. Jean-Baptiste de St. Césaire.*"

[Assented to 9th May, 1885.]

WHEREAS there has existed for several months, in the Preamble. Parish of St. Césaire, in the District of St. Hyacinthe, an association, known under the name of "*La Société St. Jean Baptiste de St. Césaire,*" which was organized for the purpose of celebrating with more solemnity the patronal festival of the French Canadians, and of giving relief to its members who might be unable to work, owing to illness or accident, and of paying certain indemnity to the heirs of deceased members; whereas it is necessary for the proper working and the prosperity of the said association that it should enjoy the rights, powers and privileges of an incorporated society; and whereas the members of the association have, by their petition to the Legislature of this province, prayed that it be incorporated and it is expedient to grant their prayer; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

1. Abbé J. A. Provençal, L. H. Beaudry, G. A. Giguault, Charles Meunier, P. R. Peltier, A. Archambault, Jos. C. Desautels, A. Gareau, S. F. Noiseux, T. D. Ogden, Charles Pigeon, Jos. Desmarais, Napoléon Desmarais, Pierre Denis, Robert Ostiguy, Charles Grisé, François Berthiaume, Arthur Dorval, Amédée Ponton, Alexis Préfontaine, Jérémie Rouleau, H. D. Béland, Napoléon Marien, Antoine Favreau, A. G. N. Ostiguy, Téléphore Bousquet, Elie Boucher, Hormisdas Ponton, François Bachand, Alexis Berthiaume, Ludger Berger, Eugène Bernier, Henri Dubuc, Calixte Malo, Chas. Malo, F. X. Lorange, Alphonse Guay, Leopold Phaneuf, Almour Leroux, Jos. Authier, William Brodeur, Charles Garceau, Désiré Godin, Alired Gingras, J. B. Bissonnette, Pascal Casavant, Hypolite Lacroix, Michel Masse, Georges Angeis, Pierre Masse, Jos. Charbonneau, Ulderic Massé, Georges Chagnon, Prime Rouleau, Zotique Gaudet, Napoléon Girard, Isidore Lebœuf, J. B. Dulude, Frs. Garceau, Frs. Demers, Jos. Ostiguy, Philippe Dupuis, Napoléon Tessier, Emery Côté, Joseph Tétreault, Frs. Ducharme, Frs. Allard, Jos. Bélanger, Frs. Gagné, Hormisdas Dubourg, Ulderic Girard, David Pelletier, Richard Savage, Philéas Métivier, Alfred Bélanger, and such other persons as are at present members of the association or who may become so hereafter in virtue of the provisions of this act and of the by-laws passed thereunder, shall be

Persons incor-
porated.

Name. and are hereby constituted a corporation, and they and their successors shall be in fact and in name, for the purposes aforesaid, a corporation, under the name of "*La Société St. Jean Baptiste de St. Césaire.*"

General powers.

Power to hold, &c., properly. 2. Under such name the said corporation shall have perpetual succession, may plead and be impleaded, exercise all and every the general powers possessed by corporations, regard being had to the provisions of this act; and under such name it may, from time to time, under any legal title or contract, bind itself, purchase, acquire, accept and receive, by gratuitous and onerous title, *inter vivos* or by will, have, possess and dispose of, all shares, debentures and securities whatsoever, all lands, tenements and hereditaments, all real estate and movable and immovable property, situate and being in the province of Quebec, required for the actual use and occupation of the corporation; may lease, hypothecate, sell, exchange, alienate or otherwise dispose of the same, in whole or in part, from time to time, and as circumstances may require for the benefit of the corporation, and may acquire others in lieu thereof for the same purpose; provided always that the annual net revenue from the real estate at any time owned by the corporation shall not exceed the sum of two thousand dollars.

Limitation as to amount.

Property of association vested in corporation.

Proviso as to debts, &c.

3. All movable and immovable property, all debts, dues and claims whatsoever belonging to the said association, all subscriptions or contributions, fines or penalties due to the same in virtue of any of its by-laws by any person bound thereby, at the coming into force of this act, shall be and are hereby vested in the said corporation; but it shall be charged with all the debts and obligations of the said association and the members of the corporation shall not be personally liable for the obligations thereof.

Rules, &c., of association to be rules, &c., of corporation.

4. The rules, regulations and by-laws of the said association or the amendments thereto which may be in force at the time of the passing of this act, if they be consistent with this act and the laws of this province, shall be the rules, regulations and by-laws of the corporation until repealed or amended under the act of incorporation, and the present officers of the association shall be those of the corporation until others be elected, in accordance with the by-laws of the corporation.

Power to pass and amend rules, by-laws, &c.

5. Any majority whatsoever of the members of the corporation for the time being, present at any general meeting held or convened in accordance with the by-laws of the

corporation, shall have full power and authority, at any time to make and establish such rules, regulations and by-laws as it may deem expedient and necessary for the interests and government of the corporation, the administration of its property and affairs, the admission and expulsion of its members, the determining of the monthly and other contributions which shall be paid by the members, the amount of the aid which may be granted and paid to the members, and their heirs, and for everything else relating to the corporation, and by such by-laws to impose any fine or penalty not exceeding five dollars for the infringement of such by-laws, and to alter, amend, repeal, and replace the same by others in whole or in part, from time to time, as well as those of the said association which shall be in force at the time of the passing of this act; such majority may also do, execute and administer all and every the other matters and things relating to the said corporation and to the government and administration of the property and affairs thereof, in so far as lies within its power, regard being had nevertheless to the rules, stipulations, provisions and by-laws, hereafter prescribed and established; *Proviso.* provided always that no by-laws so passed by the corporation shall be contrary to the provisions of this act or to the laws in force in this province.

6. The members of the said corporation for the time *Appointment of officers, &c.* being or the majority thereof shall have power to appoint such attorneys, officers, administrators, delegates and servants as may be required for the administration of the property of the corporation and the proper government and management of the affairs thereof and to allow them respectively a suitable remuneration; and all the officers so *Their powers.* appointed may, for the good management and administration of the affairs of the corporation, exercise such other powers and authority as may be conferred upon them by the rules and by-laws of the corporation.

7. The rents, revenues and profits of the corporation *Application of rents, revenues, &c., of corporation.* shall be exclusively affected to and employed in assisting and supporting the members and their heirs, in acquiring immovable property, in erecting and repairing buildings, in acquiring articles for decorative purposes and musical instruments to be used in celebrating the national festival, and for all other objects necessary for the purposes of the corporation and in paying the expenses which may be lawfully incurred for the objects connected with the purposes aforesaid.

8. The corporation may, at any time hereafter, in default *Power to sue for arrears of* of payment, bring suits at law before a civil court of

subscriptions, &c. competent jurisdiction, in its corporate name for the recovery of subscriptions or contributions, fines or penalties, all other sums of money, movable and immovable rights and claims whatsoever now due and belonging to the said association or which shall hereafter become due and belong to the corporation; and the by-laws of the said association or corporation, as well as all copies thereof or extracts therefrom certified to be true by the officer in charge of the same, shall be received as *prima facie* evidence of their contents in all courts of justice and in all civil suits or proceedings; but any member may, however, withdraw from the said association at any time by complying with the by-laws then in force.

Withdrawal of members.

Members competent as witnesses. 9. No person, who is competent to be a witness in any suit or prosecution to which the corporation is a party, shall be considered incompetent as such witness from the fact of his being a member or officer of the corporation.

Chief office. 10. The head office and chief place of business of the corporation shall be in the village of St. Cesaire.

Certain monies declared not liable to seizure. 11. No sum of money, granted by the corporation in virtue of its constitution or of any of its by-laws as aid or assistance to its members who are unable to work, through illness or accident, or to the heirs of a deceased member, shall be liable to seizure either before or after judgment; provided that nothing in this section shall in anywise affect the rights of any creditor with reference to any sum due by the corporation to any of its members in consequence of any contract or undertaking entered into between the corporation and such member.

Proviso.

Return to Legislature. 12. Every year, within the first twenty days of the session, the corporation shall make to the Legislature, a report showing the state of its affairs generally.

Coming into force. 13. This act shall come into force on the day of its sanction.

C A P. L I I I.

An Act to incorporate "*La Société St.-Jean Baptiste de Farnham.*"

[Assented to 9th May, 1885.]

Preamble.

WHEREAS there has existed for several months, in the town of Farnham in the District of Bedford, an association known under the name of "*La Société St. Jean*"

Baptiste de Farnham", organized for the purpose of giving relief to its members who might be unable to work, owing to illness or accident, and of paying a certain indemnity to the widows and children of deceased members; whereas it is necessary for the proper working and the prosperity of the said association that it should enjoy the rights, powers and privileges of an incorporated society, and whereas the members of the association have, by their petition to the Legislature of this Province, prayed to be incorporated, and whereas it is expedient to grant their prayer; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

1. Jean-Benjamin Valiquet, Joseph Léquin, Louis Giroux, Joseph Smith, Charles Ulderic Dufresne, Alexandre N. Ouimet, François Xavier Giroux, Gustave Boulanger, L. E. S. Choquette, Édouard Choquette, J. S. Gendron, Escupérie Smith, Siméon Noiseux, Joseph Benjamin Nadeau, Jean Baptiste Archambault, Ludger Hébert, Théophile Berard, François Léquin junior, Jean Baptiste Blain, Louis Martel, J. A. Decelles, J. D. Decelles, Noé Chevalier, J. S. Poulin, Alcibiade d'Artois, D. H. Rochon, Alphonse Desautels, Joseph C. Desautels; and such other persons as are at present members of the association or who may become so in virtue of the provisions of this act and of the by-laws passed thereunder, shall be and are hereby constituted a body politic and corporate under the name of "*La Société St. Jean Baptiste de Farnham*,"

Certain persons incorporated.

2. Under such name the corporation shall have perpetual succession, may plead and be impleaded, exercise all and every the general powers possessed by corporations, regard being had to the provisions of this act; and under such name it may, at any time hereafter, under any legal title or contract, bind itself, purchase, acquire, accept and receive, by gratuitous or onerous title, *inter vivos* or by will, have, possess and dispose of, all shares, debentures and securities whatsoever, all lands, tenements and hereditaments, all real estate and movable and immovable property situate and being in the province of Quebec, required for the use and occupation of the corporation, may lease, hypothecate, sell, exchange, alienate or otherwise dispose of the same, in whole or in part, from time to time, and as circumstances may require, for the benefit of the corporation, and acquire others in lieu thereof for the same purpose; provided always that the annual net revenue from the real estate at any time owned by the corporation shall not exceed the sum of two thousand dollars.

General powers.

Proviso.

Certain prop-
erty, &c.,
vested in
corporation.

Proviso.

Present rules,
&c., of asso-
ciation.

Power to make
by-laws, &c.

Power of
majority to
administer
property, &c.

Proviso.

Power to ap-
point adminis-
trators, &c.

3. All movable and immovable property, all debts, dues and claims whatsoever belonging to the said association, all subscriptions or contributions, fines or penalties due to the same in virtue of any of its by laws by any person bound thereby, at the coming into force of this act, shall be and are hereby vested in the said corporation; but it shall be charged with all the debts and obligations of the said association, and the members of the corporation shall not be personally liable for the obligations thereof.

4. The rules, regulations and by-laws of the said association or the amendments thereto which may be in force at the time of the passing of this act, if they be consistent with this act and the laws of this province, shall be the rules, regulations and by-laws of the corporation hereby incorporated until repealed or amended under the act of incorporation, and the present officers of the association shall remain in office until others be elected, in accordance with the by-laws of the corporation.

5. A majority of the members of the corporation, present at any general meeting held or convened in accordance with the by-laws of the corporation, shall have full power and authority, at any time, to make and establish such rules, regulations and by-laws as it may deem expedient and necessary for the interests and government of the corporation and the administration of its property and affairs, the admission and expulsion of its members, the determining of the monthly and other contributions which shall be paid by the members, the amount of the aid which may be granted and paid to the members, their widows and orphans, and for everything else relating to the corporation, and by such by-laws to impose any fine or penalty not exceeding five dollars for the infringement of such by-law, and to alter, amend, repeal, replace the same by others in whole or in part, from time to time, as well as those of the said association which shall be in force at the time of the passing of this act;

Such majority may also do, execute and administer all and every the other matters and things relating to the corporation and to the government and administration thereof, in so far as lies within its power, regard being had nevertheless to the rules, stipulations, provisions and by-laws hereafter prescribed and established, provided always that no by-laws so passed by the corporation shall be contrary to the provisions of this act or to the laws in force in this province.

6. The members of the said corporation for the time being or the majority thereof shall have power to appoint

such attorneys, administrators, officers, delegates and servants as may be required for the administration of its property and the proper government and management of the affairs thereof, and to allow then respectively a Their powers. suitable and reasonable remuneration; and all the officers so appointed may, for the good management and administration of the affairs of the corporation, exercise such other powers and authority as may be conferred upon them by the rules and by-laws of the corporation.

7. The rents, revenues and profits of the corporation Application of revenues, &c. shall be exclusively affected to and employed in assisting and supporting the members, their widows and orphans, in acquiring immovable property, in erecting and repairing buildings and all other objects necessary for the purposes of the corporation, and in paying the expenses which may be lawfully incurred for the objects connected with the purposes aforesaid.

8. The corporation may, at any time hereafter, in default of payment, bring suits at law before any civil court of competent jurisdiction, in its corporate name, for the recovery of subscriptions or contributions, fines or penalties, all other sums of money, movable and immovable rights and claims whatsoever now due and belonging to the said association or which shall hereafter become due and belong to the corporation constituted by this act; and the books, registers, by-laws, archives and other documents or papers of the said association or corporation, as well as all copies thereof or extracts therefrom, certified to be true by the officer in charge of the same, shall be received as *prima facie* evidence of their contents in all courts of justice and in all civil suits or proceedings; Power to sue for subscriptions, &c.

Any member may, however, withdraw from the said association at any time by complying with the by-laws Withdrawal of members. then in force.

9. No person, who is competent to be a witness in any suit or prosecution to which the corporation is a party, Members competent as witnesses. shall be considered incompetent as such witness from the fact of his being a member or officer of the corporation.

10. The head-office and chief place of business of the corporation shall be in the town of Farnham and shall be Head office of corporation. that kept by the recording secretary, and the regular meetings shall be held in the same town.

11. No sum of money granted by the corporation in virtue of its by-laws as aid or assistance to its members Sums granted by corporation to members.

&c., not liable
to seizure.

Proviso.

who are unable to work, through illness or accident, or to the widows or orphans of a deceased member, shall be liable to seizure either before or after judgment; provided always that nothing in this section shall in any wise affect the rights of any creditor with reference to any sum due by the corporation to any of its members in consequence of any contract or undertaking entered into between the corporation and such member; and such sum of money shall not under any pretext, not even by will or codicil be surrendered, transferred or otherwise made over by the persons to whom the same may be granted or their lawful heirs; but such sum shall be transmitted only by abintestate succession.

Return to Le-
gislation.

12. Every year, within the first twenty days of the session of the Legislature, the said corporation shall make to the Lieutenant Governor and to the two branches of the Legislature, a report showing the state of its affairs generally.

Coming into
force.

13. This act shall come into force on the day of its sanction.

C A P. L I V .

An Act to incorporate "The Temperance League of the county of Arthabaska."

[Assented to 9th May, 1885]

Preamble.

WHEREAS the Reverend Mr. Joseph Napoleon Heroux, archpriest and parish priest of St. Christophe d'Arthabaska, V. P. Jutras, parish priest of St Patrick of Tingwick, F. X. Lizé, chaplain of the Hôtel Dieu at Arthabaskaville, P. J. O. Milot, chaplain of the College at Arthabaskaville, Pierre L. Tousignant, Solime Bourbeau, Louis Edouard Pacaud, Joseph Lavergne, Nazaire Dion, Abraham Robida, Thomas Baril, Ferdinand Beauchêne, Louis Blanchet, Joseph Daigle, Raphael Richard, Lawrence John Cannon, Honoré Pepin, Felix Baril, Edouard Hypolite Laliberté and a great many others, all electors and freeholders of the county of Arthabaska, have, by petition, prayed for an act of incorporation, under the name of "The Temperance League of the county of Arthabaska" and to be granted certain powers hereinafter mentioned, and whereas it is expedient to grant their prayer; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

1 The persons above mentioned and others, who are now members or who may hereafter become members of the said association, are hereby constituted a body politic and corporate, under the name of "The Temperance League of the county of Arthabaska."

2 The object of the association is to obtain prohibition of the sale of spirituous liquors in the county of Arthabaska and to cause the prohibitive laws now in force to be observed in the said county.

3 The by-laws now in force, respecting the administration of the affairs of the association, in so far as they are not inconsistent with the laws of the province, shall be the by-laws of the corporation, provided always that the corporation may, from time to time, amend, repeal and alter such by-laws, wholly or in part, according to the desire of the majority of the members.

4 The affairs of the corporation shall be managed by a president, a vice-president, a secretary-treasurer and a board of directors, composed of four members elected annually at the general meeting in the month of February in each year, in accordance with the by-laws of the association, who shall constitute the board of directors and remain in office until the following annual election.

Vacancies which shall occur in the board of directors by death or otherwise, shall be filled by the said board of directors in accordance with the by-laws of the said association.

The place of business of the said association shall be in the village of Arthabaskaville.

5 The Honorable W. Laurier, P. L. Tousignant, Ferdinand Beauchêne, Nazaire Dion, Solime Bourbeau, Trefflé Nault and L. J. Cannon shall be the board of directors until others are elected in their stead under the provisions of this act.

6 The corporation may, from time to time, purchase and acquire, have, take, hold and possess for its own use, movable and immovable property, provided the annual revenue therefrom does not exceed ten thousand dollars; and it may hypothecate, sell and alienate and dispose of the same and acquire others in lieu thereof whenever it may deem advisable.

7 No member or officer shall be in any way responsible for or obliged to pay any debt or claim beyond the

amount of his unpaid subscription ; and any member of the association, who does not owe any arrears, may withdraw therefrom, and cease to be a member by giving notice to that effect in the manner required by the by-laws of the association, and, thereupon he shall be entirely free from any responsibility, on account of any debt or obligation of the association ; and any member, who may be expelled or may withdraw from the association or who may have been struck from the list of members for any of the reasons mentioned in the by-laws, shall forfeit all the rights which be enjoyed in his quality of member of the association.

Withdrawal of members.

Members expelled lose rights.

Coming into force.

8. This act shall come into force on the day of its sanction.

C A P . L V .

An Act to incorporate the "*Cercle National Français de Montréal.*"

[Assented to 9th May, 1885.]

Preamble.

WHEREAS a certain number of Frenchmen of the city of Montreal, wish to form an association under the above name to have for its purpose :

1. To represent France in a suitable manner in Montreal ;

2. To take an interest in the French colony in Montreal, by actively engaging in the question of French immigration to Canada and in developing commercial relations between France and Canada ;

3. To help its members as well as Frenchmen residing in Montreal, and to protect their interests and those of their families ;

4. To succour needy Frenchmen in Montreal ;

And whereas the members of this association have, by petition, prayed to be incorporated, and whereas it is expedient to grant their prayer ; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

Certain persons incorporated.

1. Moise Schwob, Emile Galibert, Silvain Brocheriou, Jules Hirtz, Jules Helbromer, Charles Fauchille, Etienne Boudet and all other persons, who may become members of the said association in virtue of the present act, are constituted a body politic and corporate and shall form a corporation under the name of "*Cercle National Français de Montréal*" for the purposes aforesaid, and under such name may at any time hereafter, purchase, acquire, possess,

Name. General powers.

hold, exchange, accept and receive for themselves and their successors all kinds of property, lands, tenements and hereditaments necessary for the actual use and occupation of the said corporation, not exceeding in annual value the ^{Proviso.} sum of two thousand dollars, and may hypothecate, sell, alienate and dispose of the same and acquire others in lieu thereof;

The corporation shall have power and authority to make such rules, by-laws and regulations as may not be contrary ^{Power to make by-laws, &c.} to the present act nor to the laws in force in this province, as it may deem necessary or expedient for the administration of its affairs, and for the admission of the members and of the nationalities which it may deem proper to admit, and to alter and repeal the same from time to time in whole or in part, to do, execute and administer by itself or by any person, committee or officers appointed by it, whatever may be within its province, regard being had, nevertheless, to the by-laws provisions and regulations established and to be hereafter established;

The chief place of business of the corporation shall be ^{Head office.} in the city of Montreal.

2. The rents, revenues and profits of the said corporation shall be solely and exclusively employed in succouring ^{Application of revenues.} and supporting its members and in accomplishing its objects.

3. All movable or immovable property whatsoever, now ^{Corporation vested with certain property.} belonging to the said association, shall enure to the said corporation, which shall be charged with all the debts and obligations of the said association.

4. The said corporation shall have power to appoint ^{Power to appoint officers, &c.} such attorneys or other persons, for the administration of its property, and such officers, administrators, delegates and servants as may be required for the proper management of its affairs and to allow them respectively any remuneration whatsoever; and all officers so appointed may ^{Remuneration. Powers of officers.} exercise all the other powers and authority which may be conferred upon them by the rules and by-laws of the said corporation.

5. No sum of money granted by the said corporation by ^{Money given by society not liable to seizure.} way of aid or assistance to any of its members when ill, or to the widow or orphans of any deceased member, shall be liable to seizure either before or after judgment.

6. This act shall come into force on the day of its sanc- ^{Coming into force.} tion.

C A P . L V I .

An Act to incorporate the "Retail Dry-Goods Merchants' Society of the Province of Quebec."

[Assented to 9th May, 1885.]

Preamble.

WHEREAS the persons hereinafter named have, by petition, prayed to be incorporated under the name of the "Retail Dry-Goods Merchants' Society of the Province of Quebec"; whereas the said society is established for the purpose of affording the retail dry-goods merchants and merchant tailors an opportunity of meeting at stated periods in order to discuss questions concerning the interests of their trade, and to adopt such measures as they may deem likely to favor the development of such trade, and whereas it is expedient to grant the prayer of the said petitioners; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

Certain persons incorporated.

1. L. E. Beauchamp, P. Wright, J. C. Beauvais, Jérémie Perreault, A. Fleury, A. Bouthillier, L. C. de Tonnancour, F. X. Moisan, Thomas Ligget, S. D. Hamilton, M. T. Sarault, N. Larivée, Nap. Tousignant, Alfred Desmarais, J. Huot, P. E. Paquette, L. N. Dupuis, J. N. Dupuis, Alexis Dupuis, J. O. Dupuis, Oscar Beauchamp, J. O. Betournay, Augt. S. Langevin, J. M. Marcotte, Zotique Granger, D. Perrault, J. B. Letendre, J. N. Arsenault, and such other persons as are now members of the said society, or may hereafter become members thereof, under the provisions of this act, shall be and are hereby constituted a body politic and corporate, under the name of "Retail Dry-goods Merchants' Society of the Province of Quebec," and, under such name, may, subject to the provisions of this act, exercise all the general powers pertaining to corporate bodies, and may acquire, hold and possess movable and immovable property of all kinds, and may hypothecate, alienate, lease or dispose of the same, in whole or in part, from time to time, and acquire others in lieu thereof, provided the annual value of such immovables shall not exceed five thousand dollars.

Name.
Powers.

Proviso.

Power to make by-laws, &c.

2. The majority of the members of the society, present at a regular meeting thereof, shall have full power and authority to make and establish such rules, regulations and by-laws, not inconsistent with the present act or with the laws in force in the province, as the society may deem necessary for the interest and government of the society and for the admission or expulsion of members.

Two-thirds of the members of the society present at a regular meeting may amend, alter and modify the said regular meeting by-laws according to the requirements of the society.

3. The constitution and by-laws of the society, as adopted and printed, shall remain in force so long as they have not been regularly amended.

4. The by-laws shall only have force and effect after they have been approved by the Lieutenant Governor in council.

5. The seat of business of the society shall be in the city of Montreal.

C A P. L V I I.

An Act to incorporate "*Le Canadien Snow Shoe Club of Montreal.*"

[Assented to 9th May, 1885.]

WHEREAS there exists in the city of Montreal an association known by the name of "*Le Canadien Snow Shoe Club of Montreal*", founded with the view of offering to the members thereof recreation for the mind as well as exercise for the body; and whereas the members, honorary as well as active, of this association, have, by petition, prayed that they be incorporated, and it is expedient and just to grant their request; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

1. S. Beaudin, Esquire, active president; Honorable Honoré Mercier, honorary president; I. A. Beauvais, 1st honorary vice-president; C. F. Porlier, 1st active vice-president; A. A. Tremblay, 2nd active vice-president; C. O. Lapierre, secretary; A. Martin, assistant-secretary; O. Beaudoin, treasurer; H. Larin, J. U. Emard, A. Leblanc, H. Delorme and A. Foisy, all members of the committee of management, and such other persons as are now members, either honorary or active, of the said association, by virtue of the constitution, rules and by-laws thereof, are hereby constituted a body corporate and politic for the above mentioned purposes, under the name of "*Le Canadien Snow Shoe Club of Montreal*," and such corporation may, at all times hereafter buy, acquire, possess, enjoy and have, exchange, accept and receive all lands and buildings, bequests and property, real or personal, being and situated

Province. in the Province of Quebec, necessary for the use and occupation of the said corporation for the purposes for which it is incorporated, and may mortgage, sell, alienate, and dispose of the same, and may acquire others in their place, for the same purposes at all times as the said corporation shall deem proper to do so, but the annual value of such immovable property shall not exceed ten thousand dollars.

Capital stock. **2.** The capital stock of the said corporation shall be ten thousand dollars, divided into one thousand shares of ten dollars, with power to increase it to the sum of twenty-five thousand dollars, upon the vote of the majority of the shareholders, at any meeting of the latter specially called for the purpose, or at any other general meeting, the notice convening which sets out that special purpose.

Directors may open stock-book and receive subscriptions, &c. **3.** The directors or the majority thereof may open a stock-book and receive subscriptions from persons wishing to become shareholders in the corporation, and may also allot among such persons the number of shares which each of them may hold in the said capital stock.

Constitution, &c., of corporation. **4.** The constitution, rules and by-laws, which are actually in force relative to the admission and expulsion of members, the administration and general management of the affairs of the said association, in so far as they are not incompatible with the laws of this Province, shall be the constitution, rules and by-laws of the corporation hereby constituted, provided always that the said corporation may, from time to time, modify, repeal and change, in whole or in part, such constitution, rules and by-laws in the manner prescribed by the constitution, rules and by-laws of the said corporation.

Members not personally liable. **5.** No member of the corporation shall be responsible personally for the debts thereof.

Application of funds of corporation. **6.** The rents, revenues and profits accruing from all kinds of immovable property belonging to the corporation shall be applied and employed exclusively to its use, for the construction and repairing of buildings necessary for the purposes of the corporation and for the payment of the expenses which may be legitimately incurred for all the objects before mentioned.

Present officers of association. **7.** The officers of the said association shall remain in office and continue to fulfil their respective duties, until they shall have been replaced according to the constitution, rules and by-laws thereof.

8. Any other Snow Shoe Club may be affiliated with the Club incorporated by this act, upon the conditions arranged between them by resolutions of their respective boards of directors, to be approved subsequently by the majority of the members present at a general meeting of the members of such clubs, specially called for that purpose in the usual manner of calling general meetings.

Other clubs may become affiliated.

9. Such affiliation shall have the effect of conferring, on the members of the club so affiliated, the privileges, rights and advantages, and of imposing on them the duties and obligations stipulated in the said resolutions.

Rights upon such affiliation.

10. The committee of management of the said club may make such by-law as they think proper, for the purpose of creating a benevolent fund in order to assist its members who might become sick, as well as the widows and children of deceased members; but such by-law shall not come in force until three months after its approval by the majority of the members present at a general meeting called for that purpose.

Benevolent fund may be constituted.

11. The said corporation shall be bound to send a statement of its affairs to the Lieutenant Governor in Council, annually within the first twenty days of each session.

Return to Legislature.

12. This act shall come into force on the day of its sanction.

Coming into force.

C A P. L V I I I.

An Act to authorize the Victoria Skating Club to increase its capital stock.

[Assented to 9th May, 1885.]

WHEREAS "The Victoria Skating Club" hath, by its petition, represented that it was incorporated by the Act 25 Victoria, chapter 101; that its capital of twenty thousand dollars, divided into four hundred shares of fifty dollars each, has long since been subscribed and paid up; that it has erected a large and costly Skating Rink in the city of Montreal; that since the inception of the Club large sums, from time to time, taken from income, have been expended in permanent improvements, and the said rink and the land upon which it stands are now worth fifty thousand dollars; that shareholders enjoy special privileges in connection with the enjoyment of the rink, and many of the present shareholders only hold one share and desire to

Preamble.

extend to other members of their families the aforesaid special privileges ; and that, for the foregoing reasons and because of the enlarged interest it will create in the club, an increase of the capital stock is desirable ; and whereas the said corporation is not in the nature of a commercial corporation ; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

Capital stock increased.

1. The capital stock of the company is hereby increased to and shall hereafter be the sum of forty thousand dollars, divided into shares of fifty dollars each.

Issue and allotment of new stock.

2. The directors of the said club are hereby authorized to and shall issue and allot the new shares hereby created to the persons who may be holders of the stock of the company at the time of the passing of this act, in the proportion of one share for each share possessed by the said holders.

Manner of issue, &c.

The said allotment may be made by way of bonus or upon such terms as the directors shall by resolution determine.

C A P . L I X .

An Act to incorporate the " New England Paper Company."

[Assented to 9th May, 1885.]

Preamble.

WHEREAS the persons hereinafter named have petitioned for an act of incorporation for the purpose of enabling them to manufacture and deal in pulp, paper, stationery and printers' supplies, bark extracts and dye-stuffs, and it is expedient to grant their prayer ;

Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

Certain persons incorporated.

1. John Brooks Young, Arthur G. Walton and Selim S. White, all of Boston, and Harrison Brooks Young, of St. Leonards, in the State of Massachusetts, and Joshua Norton, of Portneuf, in the Province of Quebec, and such other persons as now are or hereafter may become shareholders in the undertaking, are hereby constituted a body corporate and politic in law and in fact, by the name of the " New England Paper Company."

Name.

Capital stock.

2. The capital stock of the company shall be one hundred thousand dollars, in one thousand shares of one hundred

dollars each, and may be increased, from time to time, to any amount not exceeding in the whole two hundred thousand dollars, as a majority of the shareholders, at a meeting to be specially called for that purpose, shall agree upon.

Increase thereof.

3. The company shall have power to carry on the business of paper manufacturers and dealers in paper and the manufacture of bark extract and dye-stuffs, to make, manufacture, buy and sell pulp, wood-pulp, paper, stationery and printers' supplies, bark, dye-stuffs, and all other goods, materials, machinery, and plant required or necessary in connection with the business of paper manufacturers, or general paper business, and the business of manufacturers of bark extracts and dye-stuffs; and the company may hold and lease all other property required for or used in its business, and for these purposes may erect, build, purchase, lease, establish and carry on manufactories, warehouses, offices, shops, buildings and other establishments at any place or places in the province, and shall have power generally to do and preform all other necessary matters and things connected with and necessary to promote those objects.

General powers of company.

4. The said John Brooks Young, Arthur G. Walton, Selim S. White, Harrison Brooks Young and Joshua Norton shall be provisional directors of the company, of whom a majority shall form a quorum, and shall hold office until the first election of directors, as hereinafter provided;

Provisional directors.

It shall be their duty to open stock-books and procure subscriptions for the undertaking, to allot stock to the subscribers thereof, to call a general meeting of shareholders for the election of directors as herein provided, and generally to do all such other acts as shall be necessary for the organization of the company.

Opening of stock-books and subscriptions to stock.

5. So soon as one hundred thousand dollars of the capital stock of the company shall have been subscribed and ten per cent paid thereon, the provisional directors, or a majority of them, shall call a meeting of the shareholders at such time and place in the parish of Portneuf aforesaid as they may think proper, giving at least three weeks' notice in the Quebec Official Gazette; at which general meeting the shareholders, present in person or by proxy (the holder of any such proxy being a shareholder) shall elect, by ballot, five of their number to be directors; and from and after the completion of such election, the powers and functions of the provisional directors shall cease and determine.

First meeting for election of directors, &c.

Power of provisional directors to accept payment of stock in certain manner.

6. The provisional directors, or the directors of the company, on behalf of the company, may receive in payment of any and all stock subscribed for in the company, real estate, mills, machinery, plant, implements, tools, goods, raw material (required for the purposes of the company) the business, mills, manufactory, water-power, plant and machinery or any part or portion thereof of any person, persons, firms or corporations carrying on a paper, bark extract or dye-stuffs' business in this Province, and may issue to such person or persons so giving, selling and transferring the same or any portion thereof, fully paid up shares and stock of the capital of the company in payment therefor, and which said shares or stock when so issued shall thereafter be unassessable.

Annual meeting when held.

7. The annual meeting of the shareholders of the company shall be held at its principal office, for the transaction of general business and the election of directors, at such time as shall be fixed by the by-laws of the company.

Principal office.

8. The principal office of the company shall be at the parish of Portneuf or such place in the Province of Quebec as may by by-law be fixed, at which all services required to be made in this Province on the company may be made; such domicile to be fixed by by-law and to be registered in and with the declaration required, by the act 40 Victoria, chapter 15 and the act 45 Victoria, chapter 47, to be made by corporations.

Agencies.

The company may establish agencies or branch offices in any part of the province.

Aliens may be directors.

9. Aliens may become directors of the company, provided they are otherwise qualified and hold at least ten shares in its capital stock.

Coming into force.

10. This act shall come into force on the day of its sanction.

C A P . L X .

An act to incorporate the Montreal Union Abattoir Company.

[Assented to 9th May, 1885.]

Preamble.

WHEREAS, by Letters Patent bearing date the ninth October, one thousand eight hundred and eighty-four, issued under the Great Seal of the Province, under the provisions of the Joint Stock Companies Incorporation

Act, a company was incorporated under the name of the Montreal Union Abattoir Company, with a capital stock of fifty thousand dollars, divided into two thousand shares of twenty-five dollars each, for the purpose of and with power to acquire, erect, possess, lease and manage abattoirs, to kill animals of all kinds, manufacture and sell fertilizers, grease, tallow, oil and other substances derived from such animals, purchase and sell meat, tallow, grease and salted and undressed hides, canned provisions, to pack in barrels, in cans or otherwise, meat, poultry, fish, vegetables, fruits or other eatables, to acquire and transport poultry, purchase and sell cattle, sheep, hogs and other live stock, to collect the rents, expenses and dues for the use and occupation of market stalls, or any part thereof, with the consent of the municipal authorities having control over the localities where the markets may be situated, to acquire all the rights and privileges in connection with any of the aforesaid objects belonging to any person or corporation in the province of Quebec, and for any other object incidental to or connected with the obtaining or administration of the end in view ;

Whereas the said company is exclusively composed of butchers, manufacturers or dealers in tallow, lard, wool, leather, soap, bones, blood, offal, grease, pasturage and animals ;

Whereas the objects of the said company are of public interest, in so far as they are calculated to contribute, in a great measure, to the improvement of health and salubrity in the city of Montreal and its vicinity ;

Whereas the said company has, by its petition, represented that the powers granted to it by its Letters Patent are not sufficient to enable it to transact the important matters which come under its control, and whereas it has prayed for the passing of a special act granting it the powers which it requires, and whereas it is expedient to grant the prayer of the said petition ; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

1. The Letters Patents incorporating the Montreal Union Abattoir Company, issued under the Great Seal of the Province on the ninth of December, one thousand eight hundred and eighty-four, are hereby confirmed and ratified, as well as the by-laws and other acts of administration up to the present performed, which shall continue to have full force and effect until they are amended and repealed, in accordance with the provisions of the Joint Stock Companies General Clauses Act.

Certain Letters
Patent con-
firmed.

And also cer-
tain by laws,
&c.

Capital stock
of company.

2. The capital stock of fifty thousand dollars, mentioned in the Letters Patent aforesaid, shall be the working capital of the company, which is hereby further authorized to acquire the immovable property which it may deem necessary for the purposes of its undertaking; and, in order to pay the price of such property, to issue hypothecary debentures, which hypothec shall rank immediately after the vendor's privilege.

31 V., c. 24 to
apply to com-
pany.

3. The joint stock companies general clauses act, and the acts amending the same, shall be deemed to form part of the present act, except in so far as they may be inconsistent therewith.

Coming into
force.

4. This act shall come into force on the day of its sanction.

C A P . L X I .

An Act to authorize "The Magog Textile and Print Company" to borrow money and issue debentures.

[Assented to 9th May, 1885.]

Preamble.

WHEREAS the Magog Textile and Print Company, a corporation duly incorporated by letters patent under the great seal of the Province of Quebec, have, by their petition, set forth that they are desirous of borrowing, for the use of their business and enterprise, a sum or sums of money, not exceeding in all a total sum of two hundred thousand dollars, and pray that they be authorized to effect such loan and to issue bonds therefor, to be secured by hypothec on their immovable property, machinery, plant and water privileges, and it is expedient to grant the prayer of such petition; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

Company may
borrow certain
sum.

1. The directors of the Company are hereby authorized, and full power is hereby given them, to effect a loan not exceeding a sum of two hundred thousand dollars, in such amounts and at such rate of interest as may be lawfully agreed upon, and for such period or periods of time as may be deemed expedient, and to issue, under the signature of the president or vice-president and the seal of the company, bonds of the said company, which shall be countersigned by the secretary, for the amount and amounts to be so borrowed, payable at such date or dates, to the bearers thereof,

Issue bonds.

either within the limits of the Province or elsewhere, and either in currency or sterling money, with interest payable at specified times, with or without coupons annexed, and if with coupons, the latter shall bear the engraved signature of the secretary and be payable to bearer at the date or dates on which they respectively become due; and such bonds shall respectively become due at the dates, and be in such form as may be prescribed by resolution of the directors.

2. As security for the payment of such bonds the directors of the company are hereby authorized to grant a hypothec, by notarial deed, to one or more trustees on behalf of the holders of such bonds, upon the immovable property, machinery, plant and water privileges of the company, describing the same as required by article 2042 of the Civil Code, and mentioning the issue and the amount of the bonds secured thereby; which said hypothec shall exist in favor of the holders of such debentures concurrently, and shall take rank and priority dating from the enregistration of such deed of hypothec, provided however that such debentures shall not have priority over any existing mortgages.

3. The present act shall come into force on the day of its sanction.

C A P . L X I I .

An Act to amalgamate the V. Hudon Cotton Mills Company, Hochelaga, and La Compagnie de Filature Ste. Anne, Hochelaga, under the name of "The Hochelaga Cotton Manufacturing Company."

[Assented to 9th May, 1885.]

WHEREAS the V. Hudon Cotton Mills Company, Hochelaga, and La Compagnie de Filature Ste. Anne, Hochelaga, have prayed for amalgamation, upon the terms and conditions hereinafter set forth, for the better carrying on of the operations, and to facilitate the management, of the said two companies, and whereas it is expedient to grant their prayer; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

1. The said two companies shall be and are hereby amalgamated, and shall hereafter continue and subsist as one

Name. corporation or body politic, under the name of "The Hochelaga Cotton Manufacturing Company", having its principal place of business at the City of Montreal.

Head office.

Powers. The said amalgamated company shall be vested with all the property, real and personal, and with all the rights, powers, privileges and attributes of the said two companies, respectively, in virtue of the letters patent incorporating the same, or of the act respecting the incorporation of joint stock companies, or of any other act passed by this Legislature having reference to either of the said companies, and shall be governed by the said acts and letters patent and each thereof, and shall be liable to all the obligations of whatever nature or kind by which the said two companies, respectively, are in any way bound, irrespective of the origin of such obligations, rights or property.

Board of directors. 2. The board of directors of the said amalgamated company shall be composed of not less than five and not more than nine directors, who shall, in the first instance, be elected at a special general meeting to be held in the City of Montreal within one month after the passing hereof, called by a notice signed by one of the directors of each of the said companies, and, until such election shall have taken place, the directors of the said two companies shall be directors of the amalgamated company.

Capital stock. 3. The capital stock of the amalgamated company shall be two million dollars, divided among the shareholders in the proportion of one share for every share held in the said V. Hudon Cotton Mills Company, Hochelaga, and one share for every two shares held in the said La Compagnie de Filature Ste. Anne, Hochelaga.

Exemption from taxes not affected by this act. 4. The exemption from taxes granted or promised to the said companies shall not be affected by this act; and the stipulation that such exemption shall be conditional upon a certain number of hands being employed in either of the said two companies shall be deemed to be fulfilled, provided the number of hands employed in the said amalgamated company shall not be less than the aggregate number required by the resolutions granting or promising such exemption to the said two companies, irrespective of the factory in which the said hands shall be employed.

Certain suits and hypothecs, &c., not affected. 5. This act shall not be construed as affecting any suit or proceeding pending at the time of its coming into force; nor as impairing any of the hypothecary rights, lien or privilege existing in favor of bondholders, or of any other persons whomsoever.

6. This act shall come into force of the day of its sanc- Coming into
tion. force.

CAP. LXIII.

An act to incorporate the "Montreal Botanic Garden Association."

[Assented to 9th May, 1885.]

WHEREAS, T. Sterry Hunt, D. P. Penhallow and D. R. Preamble.
McCord, (of whom the first and second are respectively
the president and vice-president of the Montreal Horticul-
tural Society and Fruit Growers' Association of the Pro-
vince of Quebec), have represented by their petition on
behalf of the said society and others, citizens of the city
of Montreal and inhabitants of the province of Quebec,
the desirability of establishing a Botanic Garden in the
city of Montreal, and that the same would be of great
importance in promoting forestry interests in the province
of Quebec and extending a general knowledge of useful
vegetable products in their application and economic pur-
poses, as well as in promoting general educational interests
in the said province of Quebec; and whereas, it is desir-
able to grant the prayer of the said petitioners; Therefore,
Her Majesty, by and with the advice and consent of the
Legislature of Quebec, enacts as follows.

1. The said T. Sterry Hunt, D. P. Penhallow and D. R. Mc- Certain per-
sons incor-
porated.
Cord, together with four persons elected by the said Mon-
treal Horticultural Society from among the members of
the same at a meeting, of the said society called, within six
months from the coming into force of the present act, by
special notice thereof setting forth the objects of the said
meeting, and such other persons as shall then have
signified their intention to donate sums of money not
less than one hundred dollars each, shall be and are
are hereby constituted a body politic and corporate, under
the name of the "Montreal Botanic Garden Association," Name.
General
powers.
and under such name may exercise all the general
powers with which corporations are vested, and may
acquire, hold and possess, either as owners or lessees, all
property movable or immovable, acquired by the said cor-
poration by purchase, donation or otherwise, within the
district of Montreal, and the said property, movable or
immovable, may sell, hypothecate, alienate or otherwise
dispose of, and other may acquire in the place and stead
thereof, as the said corporation may deem desirable; provid- Proviso.
ed that the said immovable property so possessed by the

corporation as owners, does not exceed in annual value the sum of four thousand dollars.

Provisional
directors.

The three persons above mentioned, together with four persons elected by the Montreal Horticultural Society, as aforesaid, shall be the provisional directors of the said association until others are elected as hereinafter provided, and they shall have all the powers and be subjected to all the duties provided for by law in such cases.

Objects of cor-
poration.

2. The objects of the said corporation shall be, by the medium of a Botanic Garden and other accessories, to promote research in forestry and economic botany, and advance the interests of technical and botanical knowledge.

Retiring of
board of direc-
tors.

3. Two out of the said seven members shall retire annually by lot, and the vacancies thereby created shall be filled by persons elected from and among the members of said Horticultural society at its annual meeting, the said retiring members being always, however, eligible for re-election, and failing such election for any reason, the said retiring members of the said society shall remain members of the corporation until their successors shall be elected.

Power to make
by-laws, &c.

4. The majority of the members of the Montreal Botanic Garden Association, at any general meeting, shall have full power and authority to make and enact such rules, by-laws and regulations, not contrary to this act or the laws in force in this province, as the corporation may deem necessary in the interests and for the management of its affairs.

Right to vote.
Proviso.

5. At all meetings of the said corporation, each member of the same shall be entitled to one vote; but the said corporation shall have the power by resolution, carried by a majority of those present at a special meeting called for that purpose, to declare that donors shall have an additional vote for every hundred dollars subscribed by them over and above the first hundred dollars.

Annual meet-
ing.

6. The annual general meeting of the said corporation shall be held at such time as may be decided, from time to time, by the said corporation, at a general meeting called for the purpose.

Board of direc-
tors and offi-
cers.

7. The affairs of the said corporation shall be managed by a board of directors composed of five members of the said corporation, and a secretary and treasurer or a secretary-treasurer as the corporation may by resolution, from time to time, determine, to be elected at the annual general meeting of the said corporation, or, failing such election

for any reason at the said annual meeting, at any other general meeting of the corporation called for that purpose, and one of the said board of management shall be chosen by the corporation as the director of the garden. The said secretary or secretary-treasurer, as the case may be, may or may not be a member of the said corporation.

8. The said corporation shall determine, from time to time, by by-law, whether the director shall be chairman of the board of management or not. Chairman of board.

9. No member or officer of the said corporation shall be personally liable for any debt or obligation of the corporation. Liability limited.

C A P . L X I V .

An Act to incorporate the Eastern Townships' Agricultural Association.

[Assented to 9th May, 1885.]

WHEREAS the Honorable John Henry Pope, M. P., Preamble. Cyrus A. Bailey and Rufus H Pope, of Eaton, the Honorable Joseph G. Robertson, M. P. P., Robert N. Hall, M. P., and Richard W. Heneker, of Sherbrooke, C. C. Colby, M. P., of Stanstead, the Honorable M. H. Cochrane, Senator, James A. Cochrane and Selah J. Pomroy, of Compton, J. A. Camirand, of Orford, Artemus Stevens, Norbert Bourque, James Lyster and W. H. Green, of Ascot, and James Mairs, of Melbourne, all of the District of Saint Francis, the Honorable G. B. Baker, M. P., of Missisquoi, Sydney A. Fisher, M. P., and Hiram S Foster, of Brome, and T. A. Knowlton, of Waterloo, all of the District of Bedford, and John Wadleigh, of Ulverton, in the District of Arthabaska, have petitioned for the passing of an act to incorporate a company, having for its object the establishment and maintenance upon a permanent basis, of an Agricultural and Industrial Exhibition, for the Eastern Townships of the Province of Quebec and such other localities as may contribute thereto or compete thereat; and represented that stock-books have already been opened and subscriptions obtained towards the capital stock of such a company, to be called the Eastern Townships' Agricultural Association, said subscriptions being made payable to Robert H. Tylee, as trustee for the said company or association, and it is expedient to grant their petition; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

- Certain persons incorporated.**
Name. **1.** The persons who have already signed, or who may hereafter sign the said stock-books, and become members of said Association, are hereby incorporated under the name of the "Eastern Township's Agricultural Association," with
- Capital stock.** an authorized capital stock of twenty-five thousand dollars, divided into two thousand five hundred shares of ten dollars each, and may organize and commence operations as
- Commencement of operations.** such incorporated company as soon as six thousand dollars towards the said capital stock shall have been *bona fide* subscribed upon the books, already opened, or which may be hereafter opened, for the purpose of securing said subscriptions.
- Convocation of first meeting of subscribers.** **2.** As soon as the said sum of six thousand dollars has been *bona fide* subscribed towards the said capital stock, the said Robert H. Tylee, as interim trustee for the said association, may convene a meeting of said subscribers at the city of Sherbrooke, by a notice inserted for two weeks in two or more newspapers published in one or more of the districts above named, giving in said notice the time and place where the said meeting will be held.
- Right to vote.** At such meeting, all the subscribers to said capital stock, who shall have paid in to the said trustee ten per cent upon the amount of their said subscriptions, shall be entitled to act and vote in the organization of the said association.
- Power to hold, &c., real estate.** **3.** The said corporation shall have power to purchase and lease real estate for the purposes of the association, to mortgage the land and premises which it may acquire, if found necessary, and to sell or lease the same or any portion thereof, if found advisable so to do.
- Power to issue debentures to certain amount.** **4.** It may also, in place of or to discharge a mortgage, or for other purposes connected with the business of the association, issue bonds or debentures to an extent not exceeding three-fourths of the paid up and expended share capital of the association, or of the appraised value of its real assets; the said debentures to be a privileged claim against the property and income of the said association.
- Power to hold exhibitions.** **5.** It shall have the right to organize and conduct exhibitions of an agricultural, horticultural, industrial, or other similar character, or to lease its grounds and premises or portions thereof for exhibitions or other purposes to other companies or individuals; to charge and collect entrance fees to its grounds, and to control, within the limits of the land owned or leased by it during any such exhibition, the right to vend refreshments, food, or commodities of any kind, the whole in conformity with the laws of the province.

6. It shall also have the right to organize and conduct sales by auction, or otherwise, of cattle, horses, sheep or other animals, or agricultural products or implements, and to collect a revenue therefor, either by commission or otherwise. Right to hold certain auction sales.

7. It shall be lawful for the said association, with the consent of the Commissioner of Agriculture and Public Works, to receive from existing agricultural societies, organized under the general act for the Province of Quebec, the whole or any portion of their annual grant; and the said agricultural societies or any of them are and is hereby specially authorized and empowered by the vote of its directors to donate or transfer to said association, the whole or any portion of its annual grant, from year to year, upon such terms and conditions as may be mutually agreed upon between the said society and the said association. Power to receive grants of agricultural societies with consent of Commissioner.

8. All the provisions of the Joint Stock Companies General Clauses Act shall apply to this company, except the fifth and sixth sections. 31 V., c. 35, to apply except §§ 5 and 6.

9. The directors of the company may consist of any number determined by the by-laws of the shareholders adopted at their first meeting—or as validly changed from time to time. Number of directors.

10. The said directors may, from among their own number, select and appoint an executive committee, and give to such committee, from time to time, as full and ample power as the united body of directors itself possesses; but may revoke said power at any time, upon a majority vote of a regularly convened meeting of the said directors. Executive committee. Provision.

11. The subscriptions already made towards the capital stock of the Eastern Townships' Agricultural Association shall be and are hereby made valid and binding, and may be enforced by the corporation of that name, hereby constituted. Certain subscriptions vested in association.

12. The following nine persons shall be the provisional directors of the said association, namely: Robert N. Hall, of Sherbrooke, Charles C. Colby, of Stanstead, Rufus H. Pope, of Eaton, James A. Cochrane, of Compton, J. Alphonse Camirand, of Orford, Robert H. Tylee, of Ascot, T. A. Knowlton, of Waterloo, James Mairs, of Melbourne, and John Wadleigh, of Ulverton. Provisional directors.

Coming into
force.

13. This act shall come into force on the day of its sanction.

C A P . L X V .

An Act to incorporate the De Léry Gold Mining Company.

[Assented to 9th May, 1885.]

Preamble.

WHEREAS the de Lery Gold Mining Company has, by petition, represented that it has been incorporated under Letters Patent of the late Province of Canada granted on the first day of July, 1865, under the authority of the Act, 27-28 Victoria, chapter 23, intituled: "An Act to authorize the granting of charters of incorporation to manufacturing, mining and other companies," with a capital of ten millions of dollars, divided into nine millions and a half of stock, called "The common stock", and five hundred thousand dollars of stock, called "The guaranteed stock," for the purposes of mining for gold, silver and other precious metals or ores existing within the limits of the seigniory of Rigaud-Vaudreuil, in the parish of St. François, in the county of Beauce, which said mines were granted to Dame Catherine Josephite Fraser, Charles and Alexander René Chaussegros de Léry, by and in virtue of certain letters patent issued also by the late Province of Canada on the 18th of September, 1846, and which are possessed and held by the said the de Léry Gold Mining Company since their incorporation as aforesaid;

Whereas the validity of the said Letters Patent of the 18th September, 1846, has been several times contested before the courts as well by private individuals, as by the Crown itself, during the last twenty years, and that finally their legality has been acknowledged and affirmed by a judgment of the Superior Court, unanimously confirmed by a judgment of the Court of Queen's Bench rendered at the city of Quebec, on the seventh day of December, 1883, in a suit under the No. 1212, wherein the Attorney-General of this Province was prosecuting in the name of our Sovereign Lady the Queen and demanding the cancellation of the said letters patent against the said the de Léry Gold Mining Company, defendant, and that the institution and continuance of the said several proceedings has prevented the company from collecting the balance of calls due by a certain number of its shareholders and has paralyzed the carrying on of the business and operations of the said company;

Whereas the subscription of the said guaranteed stock has produced large sums of money, which have been employed for the purchase of the mining rights now held by the said company and for defraying the expenses incurred in prospecting and opening their said property, whilst the holders of the said common stock have not paid and cannot be called upon to pay for their stock, although they have also the right to vote at all the meetings of the said company, and as the holders of the guaranteed stock must receive first on their said stock all the profits made by the said company to the extent of ten per centum, the surplus, if any, to be divided between the holders of the said common stock, the said arrangements are hurtful to the interests of the said company and to the holders of the said common stock, in practically making the said last mentioned stock of no value ;

Whereas the holders of two hundred and fifty thousand dollars of the guaranteed stock, called of the first issue, have received, as bonus on the payment of the said stock, for each of the said shares ten shares of the said common stock, and the holders of the other two hundred and fifty thousand dollars, called of the second issue, when fully paid up, will receive also as bonus five shares of the said common stock, for each of the shares so by them subscribed, and that at a general and special meeting of all the shareholders of the said company held according to law in the city of Quebec, on the fourth day of March, 1885, it has been resolved that the said common stock should be cancelled, and the capital stock of the said company reduced to five hundred thousand dollars, provided that the holders of the said common stock, not holders of guaranteed stock, receive a compensation not exceeding one share of guaranteed stock fully paid up for each one hundred shares of common stock so held by them ;

Whereas it is expedient to reduce the said stock to the said sum of five hundred thousand dollars currency and to make it all of one denomination, called the capital stock of the said company ;

Whereas it is also desirable to amend the charter, so granted to the said company under the statute aforesaid, so as to give them all the powers necessary to carry on their business and to enter into such contracts and make such other arrangements as may be profitable to their shareholders in making their property more valuable and also more advantageous to the Province, by increasing the revenue raised by the licenses granted to miners, and that it is necessary that the property and assets of the said joint stock company should be transferred to and vested

in the corporation hereby established; and whereas it is expedient that such prayer be granted;

Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

Certain persons incorporated.

1. Abraham Joseph, John S. Fry, John Greaves Clapham, Honorable Pierre Garneau, R. F. Rinfret, M. P. P., J. D. Brousseau, M. P. P., C. Cinq-Mars, F. Weippert, G. Veasey, W. R. Holbrook, W. L. Allison, C. Alley, L. Barbeau, W. P. Bartley & Co., E. Beaudet, G. Beaudet, E. G. Bell, F. Bilodeau, representatives of the late C. Bliven, H. Bonnell, M. B. Brady, W. Breakey, J. B. Brigham, S. M. Buckingham, W. H. Burleigh, representatives of the late E. Burstall, J. Burstall, representatives of late J. Cauchon, E. C. Chapin, B. P. Chatfield, E. Chinic, T. Christian, C. R. Coker, T. Coman, A. Côté, G. D. Cragin, J. Crosbie, James N. Day, C. Delano, E. Delano, V. M. Delano, representatives of the late Honorable A. DeLery, representatives of the late L. T. Drummond, N. Dubord, J. W. Dunscomb, Eagle Lock Company, H. Feer, J. Ferguson, J. Fiset, representatives of the late R. A. Fortier, Jos. B. Forsyth, representatives of the late J. B. Forsyth, Miss Annie Forsyth, G. N. A. Fortier, A. Gagnon, representatives of the late James Gibb, E. E. Gilbert, P. Giroux, representatives of the late T. Glover, J. Greacen, H. Hagens, representatives of the late G. B. Hall, John L. Hall, Alfred Hector, H. Hogan, J. Horan, representatives of the late W. Hunt, L. Huyck, M. C. Jeffers, H. Jones, A. Jourdain, W. Kirwin, F. Langelier, Sir H. L. Langevin, L. N. Laroche, P. Larue, C. C. Latham, J. Lemieux, Leonard and Squier, representatives of the late C. E. Levey, H. A. Lothrop & Co., S. E. Lothrop, W. R. Lothrop, W. Lyon, G. Mauley, E. H. Marceau, representatives of the late J. B. Martel, H. Martin, J. Mathewman, D. G. McCotter, T. McGreevy, A. McKinlay, Meriden Britannia Co., S. L. Mitchell, G. D. Mix, G. Moffat, Mrs. V. Moffat, E. B. Moore, F. Morency, A. H. Murphy, O. Murphy, E. W. Nash, J. T. Naylor, W. H. Onion, Mrs. O'Farrell, J. C. Pâquet, R. G. Pardee, W. Parker, representatives of the late G. T. Pemberton, representatives of the late H. G. Plantz, representatives of the late D. E. Price, representatives of the late John Porter, G. T. Reeve, representatives of the late Honorable L. Renaud, G. R. Renfrew, E. Rice, D. Richards, O. Robitaille, Rogers & Bros., Jas. G. Ross, Rittenhouse Fanf & Co., Gilbert Scott, representatives of the late H. S. Scott, H. S. Scott & Co., representatives of the late J. A. Sewell, H. Shackell, C. Sharpe, P. A. Shaw, representatives of the late R. Shaw, T. D. Shipman, representatives of late G. H. Simard, representatives of the late C. F. Smith, H. S. Smith, J. O. Smith, representatives of late J. Stevenson, M. Stevenson, representatives

of the late A. Stewart, R. Sugden, H. E. Taschereau, J. R. Taylor, C. Têtu, representatives of the late P. Vallée, Mrs. Vallée, R. H. Vance, E. Vézina, representatives of the late F. Vézina, L. Vézina, A. Vézina, M. A. Vézina, Mrs. Z. Ludger Vézina, J. L. Ward, W. R. L. Ward, F. G. Wheeler, K. K. Wheeler, W. White, G. B. Williams, E. Wiman, representatives of the late J. M. Winchell, J. Wright, R. H. Würtele, the actual shareholders of the said company, together with all other persons as shall hereafter become shareholders in the company hereby constituted, shall be, and they are hereby made a body corporate and politic, by the name of "The DeLéry Gold Mining Company"; and all and every the estate and property, real and personal, belonging to the said joint stock company, and all debts and claims now due to or possessed by the said company, shall be and are hereby transferred to and vested in the said corporation hereby established, which shall, in like manner, be liable to and for all debts due by or claims upon the said joint stock company.

Name.
Vested with
certain pro-
perty, and
charged with
certain debts.

2. The company may carry on the business of exploring for, mining, smelting, manufacturing and selling gold, silver and other ores and metals, and, for these purposes, may acquire and hold, by purchase, lease or other legal title, such lands, streams and mining rights in lands in the district of Beauce, and construct and maintain such buildings and machinery, and other improvements thereon, and may utilize the waters of the streams and rivers adjoining the same by the construction of dams, waterways, and other erections, and sell and dispose of the same and acquire others in their stead, as the company may deem for its advantage, and may acquire or sell any stock, royalty or percentage payable for the privilege of mining, smelting or manufacturing gold, silver and other ores and metals, and, generally, may exercise all the powers which are necessary for the carrying on of the said works; provided however that the acquisition of such royalty or percentage shall not entitle the company to carry on any mining operations beyond the limits of the said district; but such company may carry on smelting and manufacturing operations elsewhere in the said Province than in the district of Beauce.

General
powers of the
company.

Proviso.

3. The capital stock of the company shall be of the sum of five hundred thousand dollars, called the "capital stock," divided into five thousand shares of one hundred dollars each;

Capital stock
and shares.

Increase.

The said capital stock may be, from time to time, increased, as the wants of the company require, by vote of the stockholders, at a meeting of the company called for the purpose, to an amount not exceeding one million dollars in the whole; provided always that no such increase of stock shall be made until the whole amount of the original stock of the company shall have been *bona fide* paid in.

Proviso.

Guaranteed stock of first issue to be part of capital stock.

Holders of such guaranteed stock to be holders of certain shares in capital stock.

4. The guaranteed stock of the first issue to the amount of two hundred and fifty thousand dollars, already subscribed and paid in full, shall be owned and held, as heretofore, by the shareholders who now own the same or their representatives, as part of the said "capital stock" of five hundred thousand dollars, in the following proportion, and the said stock will continue to be a part of the capital stock of the said company to wit: C. Alleyn, ten shares; L. Barbeau, ten shares; W. P. Bartley & Co., three shares; E. Beaudet, two shares; C. Bliven, five shares; J. B. Brigham, three shares; J. D. Brousseau, ten shares; E. Burstall, fifty shares; J. Cauchon, twelve shares; B. P. Chatfield, ten shares; E. Chinic, five shares; C. Cinq-Mars, ten shares; J. G. Clapham, seventy-nine shares; T. Coman, thirty shares; A. Côté, five shares; G. D. Cragin, one hundred and forty-five shares; J. Crosbie, four shares; C. Delano, one share; E. Delano, one share; Honorable A. DeLéry, three hundred and sixty shares; V. M. Delano, one share; N. Dubord, four shares; H. Feer, six shares; R. A. Fortier, five shares; John S. Fry, sixty-three shares; A. Gagnon, two shares; James Gibb, ten shares; E. E. Gilbert, two shares; T. Glover, thirty-four shares; J. Greacen, two hundred and fifteen shares; H. Hagens, sixty-three shares; G. R. Hall, ten shares; John L. Hall, fifty-three shares; H. Hogan, two shares; W. R. Holbrook, two hundred and sixty-five shares; J. Horan, four shares; W. Hunt, ten shares; H. Jones, thirty-six shares; A. Joseph, thirty-five shares; A. Jourdain, two shares; F. Langelier, one share; Sir H. L. Langevin, C.B., G.C.M.G., ten shares; P. Larue, two shares; C. E. Levey, ten shares; W. Lyon, five shares; J. B. Martel, two shares; T. McGreevy, ten shares; S. L. Mitchel, forty-six shares; Mrs. V. Moffat, seven shares; J. F. Naylor, ten shares; Mrs. O'Farrell, fifteen shares; J. C. Paquet, eight shares; R. G. Pardee, two shares; W. Parker, fifty-three shares; D. E. Price, ten shares; John Porter, twenty-seven shares; Honorable L. Renaud, twenty-two shares; G. R. Renfrew, five shares; R. F. Rinfret, ten shares; O. Robitaille, twelve shares; Jas. G. Ross, twenty-two shares; Gilbert Scott, five shares; H. S. Scott, ten shares; H. S. Scott

& Co., ten shares ; H. Shackell, four shares ; T. D. Shipman, two shares ; G. H. Simard, twenty-seven shares ; J. Stevenson, four shares ; C. Têtu, ten shares ; P. Vallée, ten shares ; Mrs. Vallée, two shares ; R. H. Vance, one hundred and eighty shares ; G. Veasey, twenty-seven shares ; E. Vezina, two shares ; F. Vezina, twelve shares ; L. Vezina, seven shares ; A. Vezina, seven shares ; M. A. Vezina, seven shares ; Z. Ludger Vezina, seven shares ; F. Weippert, thirty shares ; W. White, two shares ; J. Wright, twenty-nine shares ; R. H. Würtele, five shares.

The guaranteed stock of the second issue, to the amount of two hundred and fifty thousand dollars, already subscribed for and paid in part, will also form part of the said "Capital stock" of the said company and shall continue to be held and owned by the shareholders who now hold the same in the following proportion, to wit :

G. Beaudet, two shares ; F. Bilodeau, five shares ; W. Breaky, fifty shares ; J. D. Brousseau, twenty shares ; S. M. Buckingham, two hundred shares ; E. Burstall, fifty shares ; J. Burstall, ten shares ; E. Chinic, fifty shares ; T. Christian, ten shares ; J. G. Clapham, fifty shares ; C. R. Coker, ten shares ; G. D. Cragin, one hundred shares ; J. Crosbie, twenty shares ; Honorable A. DeLéry, one hundred shares ; L. T. Drummond, ten shares ; J. W. Dunscomb, fifty shares ; J. Fiset, three shares ; R. A. Fortier, ten shares ; Jos. B. Forsyth, ten shares ; Miss Annie Forsyth, twenty shares ; G. V. A. Fortier, five shares ; A. Gagnon, two shares ; P. Garneau, twenty shares ; P. Giroux, ten shares ; T. Glover, fifty shares ; J. Greacen, one hundred shares ; H. Hogan, three shares ; A. Joseph, ten shares ; A. Jourdain, four shares ; W. Kirwin, five shares ; L. N. Larochelle, fifty shares ; P. Larue, twelve shares ; J. Lemieux, five shares ; C. E. Levey, ten shares ; E. H. Marceau, five shares ; J. B. Martel, five shares ; A. Mackinlay, five shares ; G. Moffat, twenty shares ; F. Morency, five shares ; A. H. Murphy, ten shares ; O. Murphy, five shares ; G. T. Pemberton, ten shares ; D. E. Price, ten shares ; G. T. Reeve, ten shares ; O. Robitaille, ten shares ; Jas. G. Ross, fifty shares ; H. S. Scott, thirty shares ; H. S. Scott & Co., twenty shares ; J. A. Sewell, ten shares ; H. Shackell, twenty shares ; P. A. Shaw, ten shares ; R. Shaw, ten shares ; G. H. Simard, fifty shares ; C. F. Smith, five shares ; H. S. Smith, ten shares ; J. Stevenson, twenty shares ; M. Stevenson, ten shares ; C. Têtu, fifty shares ; P. Vallée, fifty shares ; F. Vézina, fifty shares ; R. H. Würtele, twenty shares.

Guaranteed stock of 2nd issue to form part of capital stock.

Holders of such guaranteed stock to be holders of certain shares in capital stock.

5. The common stock of the said company, to the amount of nine millions five hundred thousand dollars, is cancelled.

Compensation
to holders of
common stock

hereby cancelled, and the directors of the said company, pursuant to a resolution adopted at a special general meeting of the shareholders of the said company, held at the office of the said company, in the city of Quebec, on the fourth day of March, in the year one thousand eight hundred and eighty-five, are hereby authorized to grant, out of the guaranteed stock now in the treasury of the said Company, to every shareholder of the said common stock, not holders of guaranteed stock, a compensation not exceeding one share of guaranteed stock fully paid up for each one hundred shares of common stock held by them, or a fraction of such guaranteed stock in proportion to the amount of such common stock so held by them; and the said directors are hereby authorized to re-issue, as part of the said "Capital Stock" of the said company, all the guaranteed stock forfeited or sold and now in the treasury of the said company, in shares of the value of one hundred dollars or of a smaller denomination as they will see fit.

Stock to be
personal and
assignable in
certain man-
ner.
Proviso as to
assignment.

6. The stock of the company shall be deemed personal estate, and be assignable in such manner only, and subject to such conditions and restrictions as the by-laws prescribe; but no share shall be assignable until all instalments called for thereon have been paid, unless it has been declared forfeited for non-payment.

Right to vote.

7. At all meetings of the company, every shareholder, not being in arrear in respect of any instalment called for, shall be entitled to as many votes as he holds shares in the stock of the company; and no shareholder being in arrear shall be entitled to vote; and all votes may be given in person or by proxy; provided always the proxy is held by a shareholder not in arrear and in conformity with the by-laws.

Proxies.

Proviso.

Board of direc-
tors.

8. The affairs of the company shall be administered by a board of not less than five, and not more than ten directors, being severally holders of at least ten shares of stock, and the actual directors of the said company shall continue in office until the next annual general meeting, and thereafter a new board of directors shall be elected at each annual meeting of the company to hold office until their successors are elected, and may always (if otherwise qualified) be re-elected;

Quorum of
board.
Vacancies in
board.

Four members of such board, present in person, shall be a quorum thereof; and in case of the death, resignation, removal or disqualification of any director, such board may, if they see fit, fill the vacancy until the next annual meeting of the company, by appointing

any qualified shareholder thereto; but a failure to elect directors, shall not dissolve the corporation, and an election may be had at any general meeting of the company called for the purpose; provided that voting by proxy shall not be allowed at any meeting of the board of directors. Proviso.

9. The board of directors shall have full power in all things to administer the affairs of the company, and to make or cause to be made, any purchase and any description of contract which the company may by law make; to adopt a common seal; to make, from time to time, any and all by-laws (not contrary to law or to the votes of the company) regulating the calling in of instalments on stock and payment thereof; the issue and registration of certificates of stock; the forfeiture of stock for non-payment; the disposal of forfeited stock and the proceeds thereof; the transfer of stock; the declaration and payment of dividends; the appointment, functions, duties and removal of all agents, officers and servants of the company; the security to be given by them to the company; their remuneration, and that (if any) of the directors; the time and place for holding the annual and other meetings of the company; the calling of meetings of the company, and of the board of directors; the quorum, the requirements as to proxies, the procedure in all things at such meetings; the site of their chief place of business, and of any other offices which they may require to have; the imposition and recovery of all penalties and forfeitures admitting of regulation by by-law; and the conduct in all other particulars of the affairs of the company; but every such by-law and every repeal, amendment, and re-enactment thereof, shall have force only until the next annual meeting of the company, unless confirmed at some general meeting of the company; and every copy of any by-law, under the seal of the company and purporting to be signed by any officer of the company, shall be received in all courts of law as *prima facie* evidence of such by-law. Powers of board.

10. Until the first election of such board, the said A. Joseph, J. G. Clapham, J. S. Fry, W. R. Holbrook, Honorable P. Garneau, J. D. Brousseau, R. F. Rinfret, C. Cinqmars, G. Veasey and F. Weippert, shall be the board of directors for the said company, with full power to fill vacancies, to open stock books, assign stock, make calls for and collect instalments, issue certificates and receipts, convene the first general meeting of the company, at such time and place, as they shall determine, and to do other acts necessary or proper to be done to organize the company and conduct Interim board. Powers.

its affairs ; and their successors in office shall enjoy the same authority and exercise the same powers as are conferred upon them by the present act.

Additional
places of busi-
ness.

11. In addition to their ordinary place of business the company may establish and have any place or places of business in this province, and may, at any one thereof, order, direct, do and transact their affairs, and business or any thereof in such manner as may be prescribed by their by-laws.

Company not
bound to see
to execution of
trusts.

12. The company shall not be bound to see to the execution of any trust, whether express, implied or constructive, in respect of any shares ; and the receipt of the person in whose name the same shall stand in the books of the company, shall be a discharge to the company for any dividend of money payable in respect of such shares, whether or not notice of such trust shall have been given to the company ; and the company shall not be bound to see to the application of the money paid upon such receipt.

Personal lia-
bility of
shareholders
limited.

13. The shareholders of the company shall not, as such, be held responsible for any act, default or liability whatsoever of the company, or for any engagement, claim, payment, loss, injury, transaction, matter or thing whatsoever, relating to or connected with the company, beyond the amount unpaid upon their shares in the stock thereof.

Contracts, &c.,
binding on
company.

14. All contracts, promissory notes, bills of exchange, and engagements, made on behalf of the company by the directors, officers, agents, or servants of the company, in accordance with their powers under the by-laws, or by vote of the company, shall be binding upon the company ; and in no case need the seal of the company be affixed thereto, nor shall such directors, officers, agents or servants thereby become individually liable to any third party therefor.

Seal not ne-
cessary there-
on.

Directors, &c.,
not personally
liable therefor.

By-laws con-
tinued until
repealed.

15. The by-laws of the company shall continue to be the by-laws of the present company until they are repealed or altered ; and a copy of such by-laws, under their seal and purporting to be signed by any officer of the company ; shall be received as *prima facie* evidence of such by-laws in all the courts in this Province.

Copies of by-
laws.

Act not to give
company
rights, &c., to
property not
now enjoyed.

16. Nothing in this act contained shall be construed as giving to the said company rights or privileges to property which it does not now enjoy.

17. This act shall come into force on the day of its sanction. Coming into force.

C A P . L X V I .

An Act to amend the act, 40 Victoria, chapter 29, intituled:
"Town Corporations' General Clauses Act."

[Assented to 9th May, 1885]

HER MAJESTY, by and with the advice and consent
of the Legislature of Quebec, enacts as follows :

1. Section 355 of the act 40 Victoria, chapter 29, is 40 V., c. 29, s. 355, amended. amended by striking out in the fifth line thereof the words "this legislature," and inserting instead the words "the Lieutenant Governor in Council."

C A P . L X V I I .

An Act to amend the charter of the city of Montreal.

[Assented to 9th May, 1885.]

WHEREAS the corporation of the City of Montreal, Preamble.
being desirous of promoting the improvement of
sanitary matters and salubrity within its limits, has,
through its city council, resolved to acquire the two
abattoirs established in the east and west of the said
city, and requires additional powers for that purpose; and
whereas it is expedient to confer upon the said corporation
more authority as regards certain other matters of municipal jurisdiction, and whereas it has, by its petition, prayed for the passing of an act to that effect; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

1. It shall be lawful for the city of Montreal to acquire Power to acquire certain abattoirs. the two public abattoirs known under the name of "The Dominion Abattoirs and Stock Yards' Company" and "*La Compagnie d'Abattoirs de Montréal*," the first of which is situate within the limits of the municipality of St. Henry, and the second within the eastern limits of the city, and to resell, cede and transfer the same to the association established by virtue of letters patent, issued under the great seal of the Province of Quebec, on the eighth October,

1884, under the style and firm of "*Union des Abattoirs de Montréal*," on the terms, clauses and conditions specified in the schedule annexed to the report of the Finance Committee, under date of the twenty-eighth August, one thousand eight hundred and eighty-four, as ratified and confirmed by the city council of Montreal, on the fifteenth September of the same year, and amended as regards the supply of water to the "*Dominion Abattoirs and Stock Yards' Company*" by resolution of the said council, under date of the 26th March, 1885, to wit:

Power to purchase abattoirs.

a. The City of Montreal may purchase both the Montreal and Dominion Abattoirs (east and west), including all the rights, privileges and appurtenances as possessed by the two abattoir companies respectively.

Conditions.

Such purchase to be made free and clear from any privilege, mortgage or encumbrance whatsoever, and to be previously authorized and confirmed by the bondholders and shareholders of the said companies respectively.

Price to be paid.

b. The aggregate price to be paid for such purchase by the city shall be three hundred thousand dollars; the proportion whereof to accrue to each of the two companies to be determined and agreed upon between the said companies, previous to the passing of the notarial deed to be drawn for that purpose.

Manner of payment.

c. The purchase shall be made by means of bonds or debentures, to be issued by the city in the usual form, at par;

Bonds how payable.

The said bonds or debentures shall be payable in forty years, with interest at four per cent per annum; and an annual sinking fund of one per cent shall be established to meet the debt at maturity.

City to sell to certain company at same time as it purchases the abattoirs.

d. One of the conditions of the said purchase, and without which it can not be effected, is, that, simultaneously with such purchase, the city shall sell to a legally incorporated company, composed exclusively of butchers, manufacturers of or traders in tallow, lard, wool, hides, soap, bones, blood, offal, fat, pasture and cattle, the properties so acquired from the abattoir companies, less the area to be reserved for cattle markets, &c., as hereinafter mentioned.

Condition.

It is hereby expressly stipulated and understood that this arrangement shall only be valid and remain in force provided the said new company, so legally incorporated, shall continue in operation an abattoir at the west end of the city continuously with the one at the east end, and shall equally favor the working of such abattoir with the one situated in the east end.

Stipulation to be in deed of sale to city.

e. In the deed of sale to be passed between the two companies aforesaid and the city, provision will be made to the effect that the said companies abandon and renounce

any claim they may pretend to have against the city for damages.

f. For the purpose of establishing cattle yards and providing a place for the rendering of tallow and for soap manufacturing, the corporation shall retain twenty acres of land off the said properties, that is to say, ten acres of the eastern, and ten acres of the western abattoirs, with the understanding that, so soon as the present agreement will be perfected, the city council shall pass a by-law to prohibit the sale of cattle in the city, outside of the said cattle markets, with the exception of milch-cows and animals brought to the city in transit and bound to foreign ports; the said prohibition, however, to be made without prejudice to the rights acquired by Nathan Kennedy, under deed passed on the first December, 1883, before Mr. Durand, notary; the city reserving to itself the right to levy and collect, at the cattle markets aforesaid, the same dues on cattle bought thereat that it now levies and collects in the city.

Reserve of certain extent of land for cattle market, &c.

Prohibition of sale of cattle elsewhere.

Reservation of certain rights.

Dues to be levied on such markets.

g. The remainder of the said properties, after taking therefrom the twenty acres of land aforesaid, shall be sold and transferred to the company incorporated as aforesaid, for and in consideration of the sum of two hundred and fifty thousand dollars, and on the following conditions, viz :

Remainder of land to be sold to company for certain price.

h. The purchase price, two hundred and fifty thousand dollars, shall be payable by the said company in forty years, with interest at four per cent, and a sinking fund of one per cent to meet the capital at maturity, that is to say : the company shall pay, every year, for interest and sinking fund, twelve thousand five hundred dollars, payable semi-annually in advance.

Payment of price how to be made.

i. As security for the payment of the said sum of two hundred and fifty thousand dollars, the city shall have first mortgage of *bailleurs de fonds* on the property thus sold.

Security for payment.

j. As further security for the due execution of all the conditions of sale, and previous to the signing of the deed, the said company shall deposit the sum of seventy-five thousand dollars in money in the hands of the city treasurer, who shall keep it apart from all other monies belonging to the corporation, and shall safely invest the same in such manner as the finance committee may direct.

Deposit of certain sum to be made as further security.

k. So long as the deposit shall thus remain in the hands of the city treasurer, the company shall be entitled to receive the interest thereon at the rate of four per cent per annum ; but it is expressly understood that, should the said company at any time fail in the execution of any of its obligations towards the city, and especially if the

Interest to be allowed on deposit.

Deposit to be forfeited in case of non-payment of

capital and
interest when
due.

said company should refuse or neglect to pay any of the instalments aforesaid, for interest and sinking fund, as they become due, then and in such case the said company shall *ipso facto* forfeit its right to both capital and interest of the said deposit, and such deposit shall thereupon revert to the city which may use the same, but for abattoir purposes only.

Sale cancelled
in case of fail-
ure to carry
out conditions
of sale.

1. It is further agreed that, in case the company shall at any time refuse or neglect to comply with any of the conditions and obligations herein stipulated and to be embodied in the deed of sale to be passed between the city and the company, then, in such case, the sale of the abattoirs to the company shall become null and void, to all intents and purposes, without any previous notification, formality or judicial process whatsoever; and the city shall thereupon resume possession of all the property and appurtenances thus ceded to the company, without being held to reimburse to the latter the seventy-five thousand dollars above mentioned, nor any portion of the moneys it may have then paid for interest and sinking fund on account of the purchase price of the said property. This condition is absolute and not comminatory.

City to take
possession of
property.

Not bound to
reimburse de-
posit.

Company to
make necessa-
ry repairs,
drains, &c.

m. The said company shall, moreover, bind itself to make all the repairs necessary to the present buildings, and also to construct, without delay, the sewers required to drain both abattoirs, to the satisfaction of the city inspector.

To keep prop-
erty insured.

n. The said company shall further undertake to insure and keep constantly insured the buildings erected and to be erected on the said properties to an amount sufficient to cover their loss in case of fire; failing which the city may effect such insurance at the cost of the company.

Rate for
water to be
supplied by
city to eastern
abattoirs

o. The city shall furnish the necessary supply of water to the eastern abattoirs at the rate of fifteen cents per thousand gallons, payable quarterly.

Obligations of
city treasurer
as to sinking
fund.

p. The obligations and restrictions, to which the city treasurer is liable by the city charter, as regards the sinking fund on the general debt of the city, shall apply to the sinking fund provided for in the present agreement.

City of Mon-
treal may
effect loan to
purchase abat-
toirs.

2. The city of Montreal is vested with the necessary power and authority to effect a loan and to issue obligations and debentures, to the amount of three hundred thousand dollars for the purchase of the said abattoirs, upon the conditions specified in the preceding section; and such loan shall be subject to each and all the requirements stipulated in the act 37 Victoria, chapter 51, concerning the loans which the city may effect, and especially in sections 115, 116, 117, 118, and subsection 2 of section 119.

3. The city council may, by by-law, prohibit the sale, Sale outside of markets of animals may be prohibited. within the limits of the said city, of every animal intended for slaughtering and feeding, with reservation of the rights acquired by Nathan Kennedy and acknowledged in the first section of the present act, and may exact a duty on every animal that shall be brought to the yard reserved on behalf of the said city near the said abattoirs. Dues on animals. This duty shall be levied in the same manner as any tax or impost may be levied by virtue of the said act 37 Victoria, chapter. 51.

4. Subsection 3, of section 1, of the act, 39 Victoria, 39 V., c. 52, s. 1, § 3, repealed. chapter 52, is repealed and replaced by the following :

"3. To impose and levy an annual tax on pedlars and Tax on certain trades, &c. carters doing business in the said city ; on owners of horses, vehicles and dogs in the said city ; on brokers, money-lenders or commission merchants ; on pawnbrokers and auctioneers ; on inn-keepers, brewers and distillers ; on theatres, circuses, menageries and minstrels ; on billiard tables, mississippi or pigeonhole tables, ten pin alleys and other similar games ; on livery-stable keepers ; and on ferrymen or steamboat ferries, plying for hire for the conveyance of travellers to the city, from any place not more than nine miles distant from the same ; provided such Proviso. tax do not exceed those respectively imposed in the year one thousand eight hundred and seventy-four."

5. Section 1 of the said act, 39 Victoria, chapter 52, is 39 V., c. 52, s. 1, amended. amended by adding after subsection 8 the following :

"9. To impose and levy upon every electric telegraph, Taxes upon telegraph, &c., companies. telephone or electric light company an annual tax, the maximum of which is fixed at four hundred dollars."

6. Section 19 of the act, 46 Victoria, chapter 78, is amended, 46 V., c. 78, s. 19, amended. by adding after subsection 3 the following :

"3bis. To prohibit sparring exhibitions within the limits Prohibit sparring exhibitions. of the said city."

7. The corporation of the said city and the trustees of the Mount Royal cemetery shall have full power and authority to convert the grounds of the old Protestant and military cemeteries, situated on Papineau road in the said city, into a public square and to make all necessary arrangements and to determine the conditions upon which the said pieces of ground shall become the property of the city. Power to acquire certain cemeteries for public squares.

8. Sections 167, 168, 169, 170, 171, 172 and 173 of the act 37 Victoria, chapter 51, shall, *mutatis mutandis*, apply to the Hochelaga ward in the same manner as to any other ward of the said city. Certain sections of 37 V., c. 51 to apply to Hochelaga ward.

37 V., c. 51, s.
30, replaced.

Deposit of
voters' lists.

Notice of such
deposit.

What to con-
tain.

Complaints by
aggrieved
elector, &c.

9. Section 30 of the act 37 Victoria, chapter 51, is repealed and replaced by the following :

" 30. On or before the twentieth day of January, the city treasurer shall return the said " voters' list," properly checked as aforesaid, to the city clerk, in whose office the said list shall be kept for the examination of all parties concerned, at reasonable hours, until finally revised by the board of revisors hereinafter established.

The city clerk shall immediately give public notice of such revision in at least two English and two French newspapers published in the said city, and by printed placards to be posted in all the wards of the said city.

In such notice shall also be stated the days on which the board of revisors shall meet to revise the said voters' list, (see schedule B, hereunto annexed.)

If any elector deems himself aggrieved by the omission of his name from the said list, or by any of the objections therein made by the city treasurer in reference to his right to vote, or if he object to a person inscribed on the said list, such elector shall give notice thereof in writing and under his signature, mentioning the ward to which he belongs, and shall cause it to be transmitted to the city clerk's office on or before the fifth February of each year ; and on the day fixed for the revision of the voters' list of the ward in which the said elector claims the right to vote or upon which is inscribed the person whom he wishes to be disqualified, he shall appear, either personally or by his agent or representative, before the said board to make good his claim."

37 V., c. 51, s.
31, replaced.

Appointment
of board of
revisors.

Quorum.
Duties.

Limitation of
powers of
board.
Chairman.

Members to be
sworn.

10. Section 31 of the act 37 Victoria, chapter 51, is repealed and replaced by the following :

" 31. At their last monthly meeting in every year, the city council shall choose from among the aldermen, whose term of office will not expire in the next succeeding year, five members of the said council, who shall be and constitute a board of revisors, any three of whom shall be a *quorum*, to revise and settle the said voters' list, and decide, according to the best of their judgment, upon the claims made for the insertion or omission of names in or from the said list.

The functions of the said board shall be limited to determining the claims which shall have been submitted to them as aforesaid, and they shall choose from among their members the one who shall preside over their meetings ; and the members of the said board shall, on their first day of meeting, be sworn by the mayor or any of the aldermen not a member of the board, well and impartially to perform their duties as such revisors.

The said board shall meet on the fifth day of February, at ten o'clock in the forenoon, and they shall adjourn from day to day until all the said claims shall have been adjudicated upon; and, after hearing the best evidence of which the cases will admit, the said board shall make the necessary additions or erasures to or from the said list;

Provided, however, that nothing contained in this section shall prevent the said board from erasing from the said list the name of any person that may appear on the said list not to have paid his taxes or assessments on or before the preceding first day of January, as directed by law, or to be dead at the time of the revision of the said list, or whose name may have been erroneously included twice in the list of any one ward; neither shall it prevent the said board correcting any mistake made in the name of any voter inserted in the said list, or from adding to, or removing from the said list, any intermediate name that may have been erroneously omitted from, or added to the said list, or from correcting any obviously clerical error in the name, residence, or occupation of any voter in the said list; provided also, that the said list shall be finally revised before the ten days immediately preceding that fixed for voting at the municipal elections, and provided no person's name shall be struck off the said list without notice being given him to that effect by the city clerk in order that he may have an opportunity to maintain his rights."

11. Section 123 of the act 37 Victoria, chapter 51, is 37 V., c. 51, s. amended, by adding, at the end of subsection 66 of the said section, the following:

" 67. To prohibit games of billiards, pool, mississippi, pigeonhole, ten pins and bagatelle in establishments where spirituous liquors are sold, on Sundays."

12. Subsection 1 of section 134 of the act 37 Victoria, chapter 51, is repealed and replaced by the following:

" 134.—1. The recorder shall be a barrister of the province of Quebec, of at least five years standing, and shall be appointed by the Crown during good behaviour; he shall be *ex-officio* a justice of the peace in and for the district of Montreal."

The Lieutenant-Governor or may however dismiss such recorder upon a joint address from the Legislative Council and Legislative Assembly."

13. When the city council, in its discretion, shall deem it expedient to cause privy-vaults or privies within the limits of the said city to be emptied by contract, it is hereby authorized to stipulate in such contract that the owners of

Meeting of
board.

Proceedings
by board.

Proviso.

To prohibit
certain games.

37 V., c. 51, s.
134, § 1, repla-
ced

Recorder to be
a barrister;
appointed
during good
behaviour.

May be re-
moved on joint
address.

Contracts for
cleaning privy-
vaults, &c., to
contain stipu-
lation as to

payments by
certain per-
sons.

the said privy-vaults or privies shall be held to pay to the contractor the cost of removing the contents of such privy-vaults or privies, at the price fixed by the said contract; provided such price shall not exceed seven cents per cubic foot;

Suits for reco-
very of
amounts due.

Such contractor shall have an action in law against the owner for the recovery of the sum due, before the ordinary tribunals.

Certain sec-
tions of 42-43
V., c. 53, to
apply to cer-
tain lot of
land.

14. Sections 21, 22, 23, 24, 25 and 26 of the act 42-43 Victoria, chapter 53, shall apply to that part of the property left vacant between the line of the St. Stephen's church building, under the direction of the Reverend Canon Evans, and Inspector street, in the St. Ann's ward of the said city, and to other similar cases when the road committee have agreed to give the line of the homologated plan of a ward of the said city.

Montreal City
Passenger
Railway Com-
pany and City
of Montreal
may make
new agree-
ment.

15 Whereas doubts may arise as to the power of the corporation to enter into new arrangements with the Montreal City Passenger Railway Company upon a basis and conditions different from the by-laws now in force and especially of by-law No. 265;

Be it enacted that it shall be lawful for the said city and the said company to agree upon new conditions to be embodied in a by-law of the said council, and to amend, modify or repeal such by-law, as well as the by-laws now in existence, including the said by-law No. 265.

Coming into
force.

16. The present act shall come into force on the day of its sanction.

C A P . L X V I I I .

An Act to amend the various acts relating to the incorporation of the town of Sorel.

[Assented to 9th May, 1885]

Preamble.

WHEREAS the Mayor and council of the town of Sorel have, by their petition, prayed for certain amendments to the provisions of the acts, 23 Victoria, chapter 75, 36 Victoria, chapter 58, 42-43 Victoria, chapter 59, 45 Victoria, chapter 102, and 47 Victoria, chapter 85, which relate to the incorporation of the said town, and it is expedient to grant the prayer of the said petition; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

1. The debentures, which the corporation is authorized to issue under sections 1, 2 and 3 of the act 47 Victoria, chapter 85, in order to consolidate its floating debt and redeem, before their maturity, other debentures issued to pay an amount of forty thousand dollars of shares of the capital stock of the Richelieu, Drummond and Arthabaska Railway subscribed by the said town, and also for the construction of water-works, shall have coupons attached payable half-yearly, representing both the interest and sinking fund, so that the capital and interest paid off by annual amounts represented by such coupons will extinguish the debt in thirty-five years.

Debentures under 47 V., c. 85 to have coupons attached to pay off capital and interest in 35 years.

2. In consequence of the above, section 1 of the said 47 V., c. 85, s. 1, replaced. act 47 Victoria, chapter 85, is repealed and replaced by the following :

" 1. In order to consolidate its floating debt to the amount of not more than ninety thousand dollars, the corporation of the town of Sorel is hereby authorized to issue debentures, payable to bearer or to order, at the place to be designated for such purpose, either in this Province or elsewhere in the United Kingdom of Great-Britain and Ireland, redeemable in thirty-five years from the date of their issue by the half-yearly payment of coupons representing the interest and sinking fund thereon ; the total amount of the annual payment shall not however exceed the sum of seven dollars and seventy-four cents on each hundred dollars.

Corporation authorized to consolidate floating debt to amount of \$90,000 and issue debentures for that purpose.

Such debentures shall be signed by the mayor, be countersigned by the secretary-treasurer and bear the seal of the corporation.

Signature to debentures.

2. Sections 348, 349, 350, 351, 352 and 353 of the act, 40 Victoria, chapter 29, shall not apply to the town of Sorel, as regards its consolidated debt, mentioned in the preceding section, and the other provisions of its special charter, which are not hereby amended, shall have their full effect."

Certain sections of 40 V., c. 29 not to apply to Sorel.

3. Subsection 4 of section 24 of the act 23 Victoria, chapter 75 is repealed and replaced by the following :

23 V., c. 75, s. 34, § 4, replaced.

" 4. On each tenant paying rent in the town an annual sum not exceeding six cents in the dollar on the amount of his rent."

Tenant's tax.

4. The provisions contained in the various sections of the town corporations general clauses act (40 Victoria, chapter 29) hereinafter mentioned, shall apply to the town of Sorel, to wit: Sections 10, 33, 124, 136, 197, 205, 206, 229, 230, 231, 240, 242, 253, 275, 276, 281, 282, 283, 284, 285, 286, 288, 298, 301, 303, 305, 306, 307, 310, 311, 312, 313, 315, 317, 318, 319,

Certain sections of 40 V., c. 29, to apply to Sorel.

320, 321, 364, 367, 368, 371, 382, 383, 384, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 409, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425 ; and all provisions to the contrary, contained in the said act 28 Victoria, chapter 75, are repealed.

23 V., c. 75, s.
34, § 6, re-
Dog tax.

5. Subsection 6 of section 34 of the said act 23 Victoria chapter 75 is repealed and replaced by the following :

" 6. On every dog kept by persons residing in the said town an annual sum of not more than three dollars ; provided always that there shall be no tax paid for dogs kept by farmers on their farms ; and the said council shall have power to regulate the collection of such tax by means of a license or otherwise and to cause to be destroyed or shut up any dog or bitch allowed or left to roam and whose owner shall not have complied with the above provisions."

Plan of pro-
posed streets
may be made.

6. It shall be lawful for the town council to cause to be prepared by a competent officer a plan of the future location of any street or public road, which it may be necessary to extend or continue beyond its actual terminal point, upon lands or farms not yet laid out in town lots, and to give notice thereof in a local newspaper, mentioning that such plan is deposited in the office of the corporation for the information of all interested parties ; and such plan and notice shall suffice for all lawful purposes to relieve the council from the payment of any compensation on account of any buildings which shall be put up, after the date of the notice, upon the lot designated on the plan as required to be used for a street.

Effect of de-
posit of plan
and notice.

Proviso.

Provided always that the corporation be bound, upon being so required by the proprietors, to pay to such proprietors the value of the land upon which one or more streets have been so located.

Jurisdiction of
justice under
45 V., c. 102,
s. 59, in suits,
between less-
ors and les-
sees under
\$50.

7. The justice of the peace, appointed by the Lieutenant-Governor in Council, under section 59 of the act 45 Victoria, chapter 102, shall have jurisdiction in suits in ejectment against tenants or occupants of property, provided the amount of the annual rent does not exceed the sum of fifty dollars.

Proceedings
summary.

The proceedings in such cases shall be summary, as in ordinary cases between lessors and lessees.

Coming into
force.

8. This act shall come into force on the day of its sanction.

CAP. LXIX.

An Act to amend the acts relating to the incorporation of the city of Sherbrooke.

[Assented to 9th May, 1885.]

WHEREAS it is desirable to amend the acts relating Preamble.
to the incorporation of the city of Sherbrooke ;
Therefore, Her Majesty, by and with the advice and con-
sent of the Legislature of Quebec, enacts as follows :

1. Subsection 2 of section 7 of the act 39 Victoria, chap- 39 V., c. 50, s. 7, § 2, replaced.
ter 50, is repealed and replaced by the following :

" 2. Provided always, that no person qualified to vote at Proviso as to payment of taxes.
any municipal election in the city shall have the right of
having his vote registered unless he shall have paid, prior
to the first day of the month in which such election is to
be held, all municipal and school taxes due by him to the
city."

2. Section 9. of the said act 39 Victoria, chapter 50, is 39 V., c. 50, s. 9, amended.
amended by adding thereto, after subsection 14, the follow-
ing subsections :

" 15. The offences of bribery, treating, undue influence Corrupt practices defined.
and personation, as defined by any act for the time being
in force with respect to the election of members to serve
in the Legislative Assembly of this province, shall be
deemed to be corrupt practices at any municipal election
in the city of Sherbrooke.

16. Every person, who is guilty of a corrupt practice Penalties for committing corrupt practices.
at any municipal election held in the city of Sherbrooke,
shall lose his right to vote at such election and shall
further be liable to the like actions, prosecutions and
penalties, except the loss for the future of his electoral
or municipal vote, as if the corrupt practice had been com-
mitted at an election of a member to serve in the Legisla-
tive Assembly of this province."

3. Article 746 of the Municipal Code shall be carried M. C. art. 746, applicable to Sherbrooke.
into effect by the corporation of the city of Sherbrooke ;
and any fraudulent transfer of property, made for the pur-
pose of qualifying voters at any municipal election for the
said city of Sherbrooke, shall subject the vendor and the Fine for fraudulent transfer of property with a view to qualifying voters.
purchaser each to a fine not exceeding fifty dollars, and
in default of payment of the fine and costs to imprisonment
in the common gaol of the district of St. Francis for a
period of not more than thirty days.

4. Section 32 of the act 39 Victoria, chapter 50 is hereby 39 V., c. 50, s. 32, amended.
amended by adding thereto the following paragraph :

Power to
grant money
to Sherbrooke
Free Reading
Room.

"The Corporation of the city of Sherbrooke shall have the power to grant to the Sherbrooke Free Reading Room, annually, a sum of money in aid thereof, not exceeding two hundred dollars."

Coming into
force.

5. This act shall come into force on the day of its sanction.

C A P. L X X .

An Act to amend the act to incorporate the city of Hull, 38 Victoria, chapter 79.

[Assented to 9th May, 1885.]

Preamble.

WHEREAS the corporation of the city of Hull has represented, by its petition, that it has become necessary to amend its charter and to grant it more ample powers for increasing the municipal taxes, for negotiating loans and other purposes, and has prayed for the passing of an act to that effect; and whereas it is expedient to grant the prayer contained in such petition; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

38 V., c. 79, s.
88, § 1, repla-
ced.
Tax on real
estate.

1. Subsection 1 of section 88 of the act 38 Victoria, chapter 79, is repealed and replaced by the following:

"1. On all lands, city lots, or parts of city lots, whether there be buildings erected thereon or not, with all buildings and erections thereon, a sum not exceeding one cent in the dollar on their whole value, as entered on the assessment roll of the said city."

Id. § 2, repla-
ced.

2. Subsection 2 of the same section is repealed and replaced by the following:

Tenant's tax.

"2. On every tenant paying rent in the said city an annual sum, equivalent to three cents in the dollar, on the amount or value of such rent."

Id. § 10, repla-
ced.

3. Subsection 10 of the same section is repealed and replaced by the following:

Poll tax.

"10. On each male inhabitant of the age of twenty-one years, who shall be employed at any manual labor, and who shall have resided in the city for one month, and not being a proprietor or tenant, nor an apprentice, nor a domestic servant, an annual sum of one dollar."

Id. § 12,
amended

4. Subsection 12 of the same section is amended by striking out the words "by a by-law or by-laws" and replacing

them by the following words " by a resolution or resolutions."

5. Subsection 13 of the same section is amended by adding 11. § 13. amended. at the end thereof the following words :

" Provided such annual tax or duty shall not exceed, for Proviso as to amount. houses of public entertainment and taverns, two hundred dollars, for saloons and eating houses, two hundred and fifty dollars, and for all retailers of spirituous liquors, fifty dollars.

6. Subsection 16 of the same section is amended by ad- Id. § 16. amended. ding at the end thereof the following words :

" Provided such annual tax or duty shall not exceed Proviso as to amount. twenty dollars. "

7. This act shall come into force on the day of its sanc- Coming into force. tion.

C A P . L X X I .

An Act to amend the various acts relating to the town of Lachine and to better define and extend the powers of the Corporation of the said town.

[Assented to 9th May, 1885.]

WHEREAS the council of the town of Lachine has by its Preamble. petition represented that it is desirable to amend the act 36 Victoria, chapter 53, intituled " An act to incorporate the Corporation of the town of Lachine," the act 38 Victoria, chapter 78, intituled " An act to amend the act 36 Victoria, chapter 53, intituled ' An act to incorporate the Corporation of the town of Lachine,' " and the act 45 Victoria, chapter 104, intituled " An act to further amend the provisions of the various acts relating to the incorporation of the town of Lachine"; whereas it is desirable and necessary in order to assure the progress and meet the wants of the population of the town of Lachine, that more extended powers be granted to it than it now possesses under the various statutes above mentioned; and whereas it is expedient to grant such prayer; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

1. Section 8i of the act 38 Victoria, chapter 78, is 38 v., c. 72, s. amended. amended by striking out, in the sixteenth line of the seventh subsection thereof, the words " you now reside and."

36 V., c. 53, s. 34, § 27, replaced. **2.** Subsection 27 of section 34 of the act 36 Victoria, chapter 53, is repealed and replaced by the following :

Special assessment for sewers, &c. "27. For assessing the proprietors of real property, situate on any of the streets or on any specified part of any street of the said town, for such sum as shall be deemed necessary for making or repairing any common sewer in any of the streets or any specified part of such streets, in the manner prescribed by the by-laws, and to regulate the method of collecting the taxes which shall be imposed for that purpose.

Proviso. Nevertheless, the council of the town of Lachine shall not be authorized to assess the proprietors in any street or any specified part of any street for making a sewer, unless one or more proprietors in such street or in any such specified part of a street have prayed for such undertaking and called for such assessment.

Aid to construct sewer. It shall always be lawful for the council of the town of Lachine to aid in the construction of a sewer in the town in a proportion not exceeding one-third of the cost of such sewer.

Payment of cost of main drain. In the case of the construction of the main drain along the St. Lawrence where this river forms one side of the street, the corporation shall pay two-thirds of the cost of the said drain and the proprietors on the opposite side of the said street shall pay the other third."

36 V., c. 53, s. 34, § 28, replaced. **3.** Subsection 28 of section 34 of the act 36 Victoria, chapter 53, is repealed and replaced by the following :

For watering, &c., streets. "28. For assessing, at the request of the proprietors and occupants or tenants in any of the streets or in any specified part of any of the streets of the town or public squares of the town, all such proprietors, tenants or occupants or only the proprietors, if the majority of such proprietors so desire and request, in any sums necessary to meet the expense of watering and keeping clean such street or specified part of a street or public square, or for removing the snow from the sidewalks; such assessment being in proportion to the respective value of the property situate on such street, part of a street or public square, and to regulate the manner of collecting the taxes imposed by such assessment."

Id., s. 35, amended. **4.** Section 35 of the act 36 Victoria, chapter 53, is amended by adding, after subsection 11 thereof, the following subsections :

Regulating materials, &c., to be used in building, &c., houses. "12. For regulating the method to be followed and the materials to be employed in the construction, repairing or alteration of houses or buildings in the town of Lachine, so that they may offer sufficient security against fire and

for the safety of their occupants, and for that purpose to provide that the outside of every building, which shall hereafter be built, repaired or rebuilt in the town of Lachine, or in any specified part of such town, be built of stone or of brick or in wood encased in brick, and that the roof be covered with tin or sheet iron, or any other incombustible material specified in the by-laws to be passed to that effect.

Farm buildings now built are not subject to the operation of this act, nor those which shall be hereafter built at a distance of one hundred and fifty feet from any building. Proviso as to farm buildings.

13. For obliging all persons, desiring to keep a wood-yard within the limits of the town, to previously obtain a permit or license to that effect, and prescribing the manner in which such permit shall be asked for, and determining the conditions on which it shall be granted and, finally, prescribing that such permit shall only be granted for certain specified localities in the town. License for wood-yards, &c.

14. For obliging every person, who wishes to work a factory, workshop or any establishment whatsoever using steam as motive power, to previously obtain a permit or license to that effect, prescribing the manner in which such license shall be asked for, determining the conditions on which it shall be granted, and prescribing that it shall be granted only to be made use of in certain specified localities in the town. Permits for factories, &c.

5. Section 14 of the act 45 Victoria, chapter 104, is amended by adding after the word "non resident" in the third line thereof the words : "who shall vote on such by-law." 45 V., c. 104, s. 14, amended.

6. Sections 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 192, 193, 194, 195, 196, 310, 311, 312, 313, 314, 315, 316, 317 except the last paragraph, sections 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335 and 336 of the act, 40 Victoria, chapter 29, intituled "The Town Corporations General Clauses Act," shall apply to the corporation of the town of Lachine, as if they were repeated at length in the present act and shall be deemed to form part of the charter of the said town. Certain sections of 40 V., c. 29, to apply to Lachine.

7. The following properties shall be exempt from the annual special tax and water rate : Certain property exempt from special tax and water rate.

1. The lots situate on the south side of Lachine Canal in the said town to wit : the lots of land respectively known and designated under the numbers seven hundred and eighty-six (786), seven hundred and

eighty-seven (787), seven hundred and eighty-eight (788), seven hundred and eighty-nine (789), seven hundred and ninety (790), seven hundred and ninety-one (791), seven hundred and ninety-two (792), seven hundred and ninety-three (793), seven hundred and ninety-four (794), seven hundred and ninety-five (795), seven hundred and ninety-six (796), seven hundred and ninety-seven (797), seven hundred and ninety-eight (798), seven hundred and ninety-nine (799), eight hundred (800), eight hundred and one (801), and eight hundred and six (806), on the official plan and book of reference of the cadastre of the town of Lachine, so long as the corporation of the town of Lachine shall not provide them with water from the waterworks (as the construction or extension of waterworks in that part of the town would entail expenses relatively too heavy in proportion to the revenue to be derived therefrom);

2. The lots or farms respectively known and designated under the numbers fifty-five (55), one hundred and fifty-two (152), one hundred and seventy-eight (178), one hundred and eighty-one (181), one hundred and eighty-four (184), one hundred and ninety-seven (197), one hundred and ninety-eight (198), two hundred and twenty-three (223), two hundred and thirty-eight (238), two hundred and fifty-four (254), two hundred and sixty-two (262), two hundred and ninety-three (293), seven hundred and nine (709), seven hundred and fifty-two (752) and seven hundred and fifty-three (753).

Proviso.

Nevertheless all parts of the said farms which are now considered as or are divided into building lots shall be liable to the said tax, and the occupants of such parts of farms shall be liable to the payment of the water rate, provided that the corporation of the town of Lachine be prepared and in a position to supply water to such lots and not otherwise; and all other portions of such farms, which shall be hereafter sold as building lots, shall become liable to such rates as soon as they are sold as building lots, provided that the corporation of the town of Lachine be in a position to supply water to such lots, and not otherwise.

36 V., c. 53, r.
25, repealed.

8. Section 25 of the act 36 Victoria, chapter 53, as amended by section 20 of the act 38 Victoria, chapter 78, is hereby repealed.

Notices how
given.

9. Every public notice shall be given in the French language and in the English language, over the signature of the person who is obliged to give such notice.

Publication of
notices.

10. The publication of a public notice, for municipal purposes in the town of Lachine, shall be effected by post-

ing up a copy on or near the main door of a Catholic and Protestant Church and another copy on or near the main door of the town hall in the town of Lachine.

If the town hall or one of the churches, where such notices have to be posted, should be destroyed, the town council shall, by resolution to that effect, indicate the place where the notices, which should have been posted on the building so destroyed, shall be put up. Proviso.

11. Every person who shall be convicted of having paid a voter to induce him to vote or not to vote at a municipal election, in the town of Lachine, and every voter who shall be convicted of having been paid in order to allow himself to be induced to vote at a municipal election in the said town, at which election he shall have voted, shall be liable to a penalty or fine of fifty dollars, over and above the costs of the prosecution, or, in default of immediate payment of the fine and costs, to an imprisonment in the common gaol of the district of Montreal for a period of at least one month, but which may be of two months for each such offence, in the discretion of the judge pronouncing the sentence or judgment. Punishment of bribery at elections.

12. The fact of hiring carters, or promising to pay them, or paying them for their services in any municipal election, in the town of Lachine, shall be deemed a corrupt practice and shall render any person, who is a participant therein, liable to a penalty or fine of fifty dollars, in addition to the costs of the prosecution, or, in default of the immediate payment of the fine and costs, to an imprisonment in the common gaol of the district of Montreal for a period of not less than one month, but which may be of two months for each offence, in the discretion of the judge pronouncing such sentence or judgment. Corrupt practice defined.

13. The fiscal year for the town of Lachine shall be from the first of January in one year to the first of January of the following year. Fiscal year.

14. Section 27 of the act 36 Victoria, chapter 53 is amended by replacing the word "eight" by the word "five." 36 V., c. 53, s. 27, amended.

15. The preceding provisions shall be deemed to form part of the act 36 Victoria, chapter 53, and every provision of the act 36 Victoria, chapter 53, the act 38 Victoria, chapter 78, or the act 45 Victoria, chapter 104, which may be contrary to this act, are hereby repealed. This act to form part of 36 V., c. 53, and inconsistent provisions repealed.

16. This act shall come into force on the day of its sanction. Coming into force.

CAP. LXXII.

An Act to incorporate the town of Lachute.

[Assented to 9th May, 1885.]

Preamble.

WHEREAS the increase in the population of that portion of the parish of St. Jerusalem, in the county of Argenteuil, known as Lachute, comprised within the limits hereinafter set forth and designated, has been such that the provisions of the municipal code for parish government do not meet its present and necessary wants; and whereas the ratepayers thereof to that purpose have petitioned that more ample provision may be granted them and have prayed for the erection of the said portion of the said parish into a town corporation, to have and bear the name of "Lachute Town," under the provisions of the "Town Corporations General Clauses Act", 40 Victoria, chapter 29 and its amendments, and such exceptions thereto and other provisions as herein set forth; whereas the said ratepayers do, by their said petition, further pray for their erection into a school municipality managed by commissioners qualified, elected and vested as provided by chapter fifteen of the Consolidated Statutes for Lower Canada and amendments, duly incorporated as such, and for that purpose to have and bear the name of "Lachute School Commissioners," as herein set forth; and whereas it is expedient that such petition and prayer should be granted; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

Application of
certain sec-
tions of 40 V.,
c. 29.

1. The act 40 Victoria, chapter 29, being the Town Corporations General Clauses Act, shall apply to the town of Lachute hereby incorporated and shall form part of this special act as if incorporated therein, with the exception of sections 17, 18, 39, 57, 63, 64, 65, 77, 85, 112, 123, 181, 372, 383, and 384, which, for the purposes of the present incorporation, are replaced or amended as hereinafter set forth.

Term "General Act" to
mean 40 V.,
c. 29.

2. The words "General Act" wherever the same may occur in the present act shall mean the aforesaid Town Corporations General Clauses Act, 40 Victoria, chapter 29.

Constitution of
corporation.

3. The inhabitants of the town of Lachute as herein after described and their successors shall be and are hereby declared to be a body politic and corporate by the name of "Lachute Town Corporation," and by that name they and their successors shall have all the rights and be subject to all the obligations of corporations.

Corporate
name.

4. I achute Town shall be that portion of the parish of St. Jerusalem, in the county of Argenteuil, contained within a line drawn as follows, to wit: Boundaries of town.

"Commencing on the line dividing the said parish from the township of Chatham, at a point due west of the south-west corner of lot 1419 of the official plan and book of reference of the said parish (Rope-walk); thence northerly along the said line to where it intersects the base of the mountain on lot 1692 C on said plan, eight hundred and fifty-eight feet, English, from the centre of Chatham road, north, thence eastward along the base of the said mountain (east of Leggo's farm house), to where it joins the North river; thence ascending the centre of the said river to a point formed by the intersection of the northerly continuation of the eastern boundary line of lot 329 A on said plan with the said centre of river (Morrison's Bridge); thence southerly along the said last mentioned line to the main road; thence to a point on the south side of said road, where it is joined by the lines between lots 812 and 823 of said plan (Lane's); thence southerly along the continuation of said last mentioned line to a point formed by its intersection with the easterly continuation of the centre line of Henry street on plan B of said parish; thence westerly along the said last mentioned line to a point formed by its intersection with the centre line of Isabella street on said plan B (Barron's bush); thence southerly along the last mentioned line to a point due east of the point of commencement, and thence to said point of commencement."

5. The town shall be divided into three wards named "East Ward," "West Ward," and "Centre Ward," respectively. Division into wards.

The East Ward shall be all that portion of the town, east of the centre line of the Bethany Road and of the east line of lots 754 and 755 and of the centre of the North river. East Ward.

The West Ward shall be all that portion of the town, west of the centre line of Mary street on the south side of the North river, and of that portion west of the centre of the West river on the north side of the said North river. West Ward.

The Centre Ward shall be the remaining portion of the town. Centre Ward.

6. All *procès verbaux* orders, rules, by-laws and resolutions, lawfully in force in the said parish of St. Jerusalem at the time of the passing of this act, and having reference to the territory above described shall be in force in Lachute Town until they are repealed by the council thereof. Certain *procès verbaux* &c., continued.

40 V., c. 20. s. 17, replaced. **7.** Section 17 of the General Act is replaced by the following :

Town council. " 17. The town shall be governed by a council known and designated under the name of " Lachute Town Council," which shall be composed of a mayor and of nine councillors in the proportion of three council ors for each ward."

Id. s. 18, replaced. **8.** Section 18 of the General Act is replaced by the following :

Duration in office of mayor and councillors. " 18. The mayor shall be elected for the town for one year, and the councillors for their respective wards for two years, except as provided in section 12 this act."

Id. s. 39, replaced. **9.** Section 39 of the General Act is replaced by the following :

Qualifications of mayor and councillors. " 39. No person shall be elected mayor or councillor or fill either of these offices unless :

1. He be of the male sex, of full age, and a subject of Her Majesty by birth or naturalization ;

2. He can read and write manuscript :

3. He shall, for mayor, have been a resident elector of the town during one year immediately preceding his nomination.

4. He shall, for councillor, have been a resident elector of the ward for which he is nominated during the year immediately preceding his nomination, and

5. He shall have possessed in the town for at least twelve months, as proprietor in his own name or in that of his wife, real estate of the value of one thousand dollars, for mayor, and four hundred dollars, for councillor, according to the valuation roll in force.

Proviso as to first and second general elections. For the first and second general elections under this act the residence in this section required shall be sufficient if in that portion constituting the town previous to incorporation."

Time and place of holding first general elections. **10.** In accordance with section 53 of the General Act, the meeting of municipal electors for the nomination of mayor and councillors for the first general election, shall be held at the Court House on the first Monday after the fifteen days next from the sanction of this act, at ten o'clock in the morning, and the polling day shall be the Monday following.

Id. s. 57, replaced. **11.** Section 57 of the General Act is replaced by the following :

Presiding officer of first general election. " 57. The presiding officer of the first general election under this act shall be Patrick S. Dunbar, Esquire, mayor of the said parish of St. Jerusalem ;

2. The presiding officer of all general elections, after the first election, shall be appointed by the council, and, in default of such appointment, the secretary-treasurer shall be the presiding officer. Presiding officer of all subsequent elections.

The presiding officer shall appoint an election clerk to assist him, who, in the event of the presiding officer being absent or unable to act, shall discharge all his duties, under the same penalties." Election clerk.

12. In accordance with section 54 of the General Act, four of the councillors and the mayor, elected at the first general election, shall retire from office at the second general election. Retiring from office.

They shall be selected by lot, one from each ward and then one from the remaining councillors of the town ; Selection to be by lot.

Such selection by lot shall be made at the general session of the council preceding such election, or in the event of its not having been so done, then it shall be made in the same manner by the officer presiding over such election on the day of the meeting of municipal electors convened for the purpose of nominating a mayor and councillors. Manner of making such selection.

The five councillors remaining in office shall retire at the third general election. Remaining councillors.

The council shall, in this manner, be partially renewed from year to year, after the first two years. Renewal of council.

13. Section 63 of the General Act is replaced by the following : Id. s. 63, replaced.

"63. If one hour after the opening of the meeting, there have been and remain nominated for the office of councillors in one or more wards, more persons than there are councillors to be elected therefor, the presiding officer shall grant a poll for such ward. Poll to be granted for election of councillors.

Such poll shall be held on the Monday following at the place fixed upon by the presiding officer in each and every ward of the town." When and where to be held.

14. Section 64 of the General Act is replaced by the following : Id. s. 64, replaced.

"64. If one hour after the opening of the meeting, there have been and remain nominated more than one person for the office of mayor, the presiding officer shall grant polls to be held on the Monday following at the place fixed upon by the presiding officer in each and every ward of the town for voting for councillors, or at such place in such ward as the presiding officer shall fix in the event of there being no poll for such office of councillors." Poll to be granted for election of mayor. When and where to be held.

15. Section 65 of the General Act is replaced by the following : Id. s. 65, replaced.

Appointment
of deputy pre-
siding officer
for each ward.

" 65. The presiding officer shall appoint a deputy presiding officer for each ward in which a poll is to be held, who shall be a resident elector of the ward for which he is appointed and shall be entrusted with the holding of such poll."

Id. s. 77, re-
placed.

16. Section 77 of the General Act is replaced by the following :

Casting vote
of deputy pre-
siding officer
in case of
equality of
votes.

" 77. In the case of an equal division of votes in favor of two or more among the candidates for the office of councillor, the deputy presiding officer for the ward shall forthwith give his casting vote under a penalty of fifty dollars."

Id. s. 85, not
to apply to the
town of La-
chute.

17. Section 85 of the General Act shall not apply to the town of Lachute.

Id. s. 112, re-
placed.

18. Section 112 of the General Act is replaced by the following :

First session
of the council
when and
where to be
held.

" 112. The first session of the council of the town shall be held at the Court House in the town on the Monday next after the service on the members elect of the notice of their election.

General ses-
sion.

Such session shall be a general session of the council."

Quorum of the
council.

19. In accordance with section 115 of the General Act, six members of the Council shall constitute a quorum.

Pro-mayor.

20. The council shall at their first session elect a pro-mayor from among themselves, who shall act as such in the absence of the mayor.

Id. s. 123, re-
placed.

21. Section 123 of the General Act is replaced by the following :

Decision of
disputed ques-
tions.

" 123. Every disputed question before the council shall be decided by a majority of the votes of the members of the council present, except in cases where the votes of two-thirds of the members of the council or of the members present are required, and in case of an equal division of votes the measure or question shall be held in the negative."

Id. s. 181, re-
placed.

22. Section 181 of the General Act is replaced by the following :

Notices.

Public notices.

Special
notices.

" 181. Every notice given shall be either public or special.

Public notices are such as concern the public, and shall be published with a delay of at least eight clear juridical days.

Special notices are such as concern the individual and shall be served with a delay of at least one clear juridical day."

23. In addition to the powers mentioned in section III of the second part of the General Act, the council of the town may make by-laws for the following purposes, to wit :

1. For the good order, welfare, improvement, cleanliness, health, internal economy and local government of the town, and for the suppression and prevention of all nuisances, and all acts and proceedings in the town obstructive, opposed or disadvantageous to the good order, morality, welfare, improvement, cleanliness, health, internal economy or local government of the town, and for the better protection of the life and property of the inhabitants of the town and to prevent accidents by fire ;

2. To levy, by means of direct taxation upon taxable real estate in the town and upon taxable movable property, all sums of money necessary to meet the expenses of administration within the limits of the powers of the council ;

3. To levy by means of direct taxation, the funds required for any purpose whatever within the powers of the council, upon all taxable property or only upon taxable real estate, within the limits of the town upon petition of the majority of the rate payers who are proprietors of real estate and are liable for such tax, to the amount and on the conditions set forth in the petition ;

4. To levy, annually, upon every tenant who pays rent, a sum not exceeding ten cents in the dollar upon the amount of such rent ;

5. To levy, annually, upon immovable property within the limits of the town a sum not to exceed five cents in the dollar on the whole value as entered in the valuation roll of the said town ;

6. Rural property and that under cultivation as such, within the limits of the town, and used for farming purposes, shall be taxed only in the proportion of one-half of their valuation as shown on the above mentioned roll ;

7. To impose and levy upon every merchant, trader and commercial firm carrying on any kind of business whatsoever in a store, warehouse or shop, within the limits of the town, which the council may divide into classes, an annual tax of not more than seventy-five dollars according to their respective classes ;

8. To establish and regulate public markets and private butchers' or hucksters' stalls, and to regulate and license the sale of fresh or salt meats, vegetables, fish or other articles usually sold on markets.

24. It shall also be lawful for the council to regulate by by-law or by-laws and to impose and levy certain annual taxes on the proprietors or occupants of houses of public

Further power
to make by-
laws.

Good order, &c.

Levying taxes
upon movables
to meet ex-
penses of the
town.

Levying taxes
for any pur-
poses upon
movable and
immovable
property or
upon im-
movable prop-
erty alone.

Levying taxes
upon tenants.

Levying taxes
upon real
estate.

Valuation of
rural property
for purposes of
taxation.

For levying
taxes upon
merchants, &c.

Establishing
and regulating
markets, &c.

Council may
regulate by
by-law and
impose taxes

upon taverns,
&c.

entertainment, taverns, coffee-houses and eating-houses and on all retailers of spirituous and fermented liquors; on all proprietors, possessors, agents, managers and keepers of theatres, circuses, shows, concert-halls, billiard-rooms, ten-pin alleys, pigeon-hole tables, or other places for games and amusements of any kind whatsoever; on all auctioneers, grocers, bakers, butchers, hawkers, hucksters, carters, livery-stable keepers, brewers and distillers; on all traders and manufacturers and their agents; on all proprietors and keepers of wood-yards, coal-yards and slaughter-houses; on all money-changers or exchange-brokers, pawnbrokers and their agents; on all bankers and banks and all agents of bankers and banks; on all insurance companies, their agents and employees; on all railway, telegraph and express companies, their agents and operators; upon all brick manufacturers, lumber merchants, owners or occupants of mills driven by water or steam power; on tanneries, foundries and factories; upon every public and private scales; upon all commerce, manufactures, callings, arts, trades and professions exercised in the town.

Council may
require certain
non-residents
to procure
license.

25. The council shall have power to make by-laws to compel every transient trader selling by public auction or private sale, every dealer in hay, grain, vegetables or produce, butcher, or baker, or other person whomsoever residing outside of the town, who shall come to ply his art, trade, calling or commerce in the town or to sell his produce therein other than to regular dealers in such commodities and merchandize, to take out a license and to exact for the granting of each such license a sum not exceeding twenty dollars, under a penalty of not more than twenty dollars and in default of payment of the said penalty an imprisonment not exceeding thirty days; and such license, signed by the secretary-treasurer, shall confer upon the holder thereof the right of plying his art, trade or commerce, and selling his produce during one year from the date of such license.

And may exact
certain sum
therefor.

Council may
require in-
surance
agents, &c.,
to take out
license.

26. The council shall also have power to make by-laws to compel all insurance agents, all traders, manufacturers or their agents, all proprietors, managers or agents of theatres, circuses or other amusements, all auctioneers, livery-stable keepers and carters residing outside the town, who shall come to ply their art, trade, calling or commerce in the town, to take out a license and to exact for the granting of each such license a sum not exceeding fifty dollars, and in default of taking out such license all such persons shall be liable to a fine of not more than fifty dollars, and, in default of payment of such fine and costs,

And may exact
certain sum
therefor.

to an imprisonment not exceeding two months; and such license, signed by the secretary-treasurer, shall confer upon the holder thereof the right of plying his art, trade or commerce during one year from the date of such license.

27. The council shall also have power to compel all persons who shall come into the said town to sell bankrupt or other stocks of goods, wares or merchandize, either at public auction or by private sale, to take out a license and to pay therefor a sum not exceeding fifty dollars for the sale of each and every lot of goods so brought into the town and exposed for sale therein.

Council may require certain persons selling bankrupt stocks to take out license.

Such licenses shall be granted by the secretary-treasurer on application and payment of the sum fixed by the council not exceeding fifty dollars, and in default of the payment of such amount for such license then the said amount and costs may be collected by a warrant addressed to a bailiff, issued under the hand and seal of the mayor; and the goods may be sold for the payment of such sum and costs by such bailiff under the same rules and subject to the same responsibilities and penalties as a writ of execution *de bonis* from the Circuit Court.

Granting of such licenses.

28. The council shall also have power to impose and levy an annual tax upon practising advocates, physicians, notaries, surveyors, dentists, druggists, or members of other liberal professions.

Council may levy taxes upon certain professional men.

29. The council shall also have power to impose and levy an annual tax or license fee upon all animals maintained within the limits of the town.

Council may levy taxes upon animals.

30. Sections 383 and 384 of the General Act are replaced by the following:

Id. ss. 383 and 384 replaced.

"383. If the taxes imposed on one or more immovables have not been paid within one year from the time they are due, because the person bound to pay them does not reside in the town, or if he reside therein because sufficient movable property belonging to him has not been found therein, then on the first juridical day of the month of March in each year, the secretary-treasurer may sell by auction, at his office, the real estate upon which arrears of taxes are due.

Sale by auction of real property for arrears of taxes.

"383a. Notice of such sale shall be given by an advertisement published twice during the preceding month of January, in the *Quebec Official Gazette* and in a newspaper published in the town, or if none be published therein then in a newspaper published in the nearest district; which notice shall contain:

Publication of notice of such sale.

Contents of notice.

1. The names of the last owner or occupant ;
2. The description of the immovable to be sold ;
3. The amount claimed for arrears of taxes ;
4. The place, day and hour at which the sale shall be made.

Bidding.

" 383b. The bids shall be made in the form of offers to take the whole or a less quantity of the land upon which arrears of taxes are due for the amount to be raised together with the costs as fixed by the council ; and whosoever will take the smallest portion of the land so put up for sale shall become the purchaser thereof, and such portion of the land shall be adjudged to him forthwith by the secretary-treasurer.

Postponement of sale.

" 383c. If no bids be made, the sale may be postponed to another date within the eight days following.

Resale in default of immediate payment.

" 383d. In default of immediate payment of the purchase money, the secretary-treasurer shall again forthwith put up the property for sale or shall adjourn the sale to another date within the following eight days, by giving notice thereof in a loud and intelligible voice to the persons present.

Corporation may bid. Certificate to be given to purchaser.

" 383e. The corporation may bid at such sales.

" 384. On payment of the purchase money the secretary-treasurer shall set forth all the details of the sale in a certificate made out in duplicate, one of which shall be delivered to the purchaser.

Effect of sale.

" 384a. The purchaser shall be thereupon seized with the ownership of the property adjudged and may take possession thereof, subject to the right of redemption which may be exercised as hereinafter provided ; but during the two years next after the sale the purchaser shall not remove the wood, buildings or other constructions which may exist upon the property sold nor deteriorate it in any manner.

Right of redemption.

" 384b. The owner or other person may, within the same delay of two years, redeem the immovable sold by paying to the secretary-treasurer the purchase money, together with the cost of the certificate and the interest thereon at the rate of fifteen per centum per annum, each fraction of a year after the first being counted as a half-year.

Amounts to be repaid purchaser.

The purchaser shall be repaid the cost of all repairs and improvements which he can justify as made upon the land redeemed or remove the same at his option, as well as the amount of subsequent taxes paid, and the cost of the municipal works done on account of such land, together with interest on the same at the legal rate, each fraction of a year being counted as a half year.

Privilege of purchaser's claim.

This claim shall rank as a privilege upon the land in question, and the purchaser may retain possession of the same till paid.

The redemption shall annul the effect of the sale.

"384c. If the right of redemption be not exercised within two years from the date of sale, the secretary-treasurer shall deliver to the purchaser a deed of sale of the immovable, which shall be made and registered at the cost of the purchaser.

Effect of redemption.
If property not redeemed.

"384d. The action to set aside a sale is prescribed by two years from the date of the sale.

Prescription of suit to set aside sale.
Effect of sale.

"384e. The sale so effected is final.

It has the same effect and transfers the same rights as ordinary judicial sales."

31. The corporation of Lachute Town and the corporation of the parish of St. Jerusalem shall each be seized of all the existing municipal rights, privileges, duties and works within their respective limits, to the complete exclusion and discharge of the other, clear of all dues, damages and compensation existing or consequent, to the end that the ratepayers and inhabitants of the territories of each corporation shall be relieved and exempt from the municipal rights, duties and responsibilities which have been created previous to the erection of the said town into a corporation, and each of the said corporations shall be bound within its own limits respectively.

Rights and privileges of Lachute town and parish of St. Jerusalem.

32. It shall be lawful for the respective corporations of the town and of the parish of St. Jerusalem—municipal and school—to appoint arbitrators to decide all difficulties and differences between them which their respective obligations may give rise to, should they not otherwise agree.

Arbitration to decide difficulties.

33. If the corporations mentioned in the foregoing section should not agree as to the necessity of an arbitration, it shall be lawful for one of them to appoint an arbitrator and, at the same time, require the other corporation to join in such arbitration and to appoint one in its behalf, within eight days from the service upon it of a notice to that effect, together with a certified copy of a written document containing such appointment.

Proceedings to be taken by either corporation in default of agreement as to the necessity of arbitration.

34. If the corporation so notified should neglect or refuse to act, the secretary-treasurer of the corporation, in whose name the requisition is made, may, after the expiration of the delay, present to the judge of the Superior Court for the district holding the Circuit Court for the said county, a petition duly served upon the other corporation in order to obtain the appointment of an arbitrator for the purpose aforesaid.

If corporation notified neglect to act.

Appointment
of a third ar-
bitrator.
Arbitrators to
be sworn.

Powers of
arbitrators.

Award.

Parties to be
heard.

Award how to
be made and
to whom to be
sent.

Coming into
force of award.

Corporation
not in default
may ex-ecute
works and
have recourse
against the
other.

Service of
notice.

Extension of
boundaries of
town.

35. The order appointing the arbitrator shall also appoint a third to decide, should the two not agree.

They shall before acting take an oath to act and decide impartially to the best of their knowledge and ability.

For the purpose of summoning witnesses and experts and obtaining the production of all documents, books or papers of which they may desire communication, the arbitrators shall have all the powers of arbitrators in similar cases.

36. The arbitrators appointed shall, within twenty days from the service upon them of a notice of their respective appointments, render a report in writing of their award. The arbitrators shall hear the parties interested on their respective rights.

37. The award of the arbitrators shall be by them made in duplicate; one of which duplicates shall be forthwith deposited with the secretary-treasurer of each of the corporations, who shall keep such award as a minute and as being the legal depositary thereof, and shall deliver duly authenticated copies on demand to all parties requiring them on payment of his fees thereon.

38. After eight days from the service of the said award upon either corporation by the other, the said award shall come into effect.

If the award orders some work to be done, it shall be lawful for the corporation not in default to cause the same to be done, and it shall have its recourse, before a court of competent jurisdiction, against the corporation in default, for the amount of the cost of the share of the work so ordered and done.

39. All services of notices, demands or papers whatsoever by one corporation upon the other shall be effected by service upon the secretary-treasurer of the other corporation, or at his office by a bailiff or a grown and a reasonable person, who shall make a return thereof under oath if required.

40. The council shall have power to extend the boundaries of the town, upon petition to that effect signed by the majority in number and in value of real estate of the inhabitants of the territory which desires to be annexed, under such conditions as the council may see fit to make, so long as the extension does not increase the number of wards or councillors determined by this act.

41. The territory hereby erected into a town, under the name of Lachute Town, shall constitute a separate and distinct municipality for school purposes under the provisions of chapter 15 of the Consolidated Statutes for Lower Canada and the amendments thereto.

Town constituted a separate school municipality.

42. Section 372 of the General Act and that portion of chapter fifteen of the Consolidated Statutes for Lower Canada and amendments thereto which refer to the collection of taxes by the secretary-treasurer of the school commissioners, shall not apply to Lachute Town.

40 V., c. 29, s. 372 and certain parts of C.S.L.C., c. 15, and amendments, not to apply to town.

The school taxes shall be collected by the council of the town in the same manner and at the same time as town taxes, upon the receipt of the school assessment roll or a certified extract therefrom from the school commissioners or trustees of the town, which roll shall be filed with the secretary-treasurer of the council on or before the fifteenth day of November in each year.

Levying of school taxes.

The secretary-treasurer shall, in accordance with section 374 of the General Act, enter on the collection roll the amount of such taxes and remit them forthwith to the secretary-treasurer of the school commissioners or trustees, as the case may be.

Duties of secretary-treasurer for such purpose.

43. Whatever the council may order to be done within the limits of its powers may be done by the council itself, and the expense incurred will be recovered by a suit at law from the person in default, provided reasonable notice to do such thing have been given.

Council may carry out its own orders. Recourse against party in default.

44. Whatsoever the council may have power to prevent, its officers shall be vested with power to prevent by all lawful means, with costs and damages against the person in default.

Power of officers of council.

45. Wherever the words "town hall" are used in this act or in the General Act, the same shall be held to mean the Court House or such other place in the town as the council or presiding officer shall fix until such time as a permanent town hall shall have been erected.

Interpretation of words "town hall."

46. All proceedings which are to be or may be had before the Superior Court of the district and the prothonotary thereof, under the General Act or this act, may be had also before the Circuit Court in and for the county of Argenteuil and the judge thereof.

Courts before which proceedings may be taken.

47. The costs of obtaining the present act shall be borne by the town.

Costs of obtaining this act.

Coming into
force.

48. This act shall come into force on the day of its sanction.

C A P . L X X I I I .

An Act to amend the Act 42-43 Victoria, chapter 43, and to grant further powers to the Corporation of the village of "Côte Saint-Antoine."

[Assented to 9th May, 1885.]

Preamble.

WHEREAS the corporation of the village of "Côte Saint-Antoine" has, by petition, represented that it is expedient to amend the act 42-43 Victoria, chapter 43, intituled "An act to change the name of the municipality of Notre-Dame de Grâce, and to extend its powers," and to grant, to the corporation of the village of Côte Saint-Antoine, further powers respecting the establishment and maintenance of water-works, and for other purposes, and whereas it is expedient to grant its prayer; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

42-43 V., c. 43,
s. 3, amended.

1. Section 3 of the act 42-43 Victoria, chapter 43, intituled: "An act to change the name of the village of Notre-Dame de Grâce and to extend its powers," is amended by striking out the following numbers of sections of the Town Corporations General Clauses Act, by the said section made applicable to the village of Côte Saint-Antoine, to wit: sections 354, 355, 356, 357, 358, 359, 360, 361 and 362.

Id. s. 5, re-
placed.

Certain sec-
tions of 40 V.,
c. 29 to apply
to village.

2. Section 5 of the said act is repealed, and the following substituted therefor:

"5. All the powers conferred by the preceding section, and by the sections of the Town Corporations General Clauses Act respecting loans, to wit: sections 348, 349, 350, 351, 352, and 353, made applicable to the village of Côte Saint-Antoine, shall be exercised by by-law or by-laws, which shall only have force and effect after having been approved by the majority in number and in value, as shown by the valuation roll in force at the time of voting, of the electors of the said municipality who are proprietors, and by the Lieutenant-Governor in council, in the manner provided by the Municipal Code, and an appeal shall lie to the Superior Court from any such by-law or by-laws, in the manner provided by the Municipal Code, within thirty days of the sanction thereof by the Lieutenant-Governor in council."

3. The total amount of money that the said corporation may borrow, together with the total amount of debt which it may otherwise contract, shall not exceed two hundred and fifty thousand dollars. Sum that corporation may borrow.

4. The council may, from time to time, make, amend and repeal, by-laws to raise, by special assessment or assessments, money sufficient to open, widen, prolong or alter, macadamize, grade or level any street, road, avenue, boulevard, lane, or alley, public way or place, or any section or sections thereof, in the village of Côte Saint-Antoine, and to acquire and lay water-pipes therein and construct hydrants thereon, as may be necessary to supply the inhabitants with water, and as a protection against fire, and to make enlarge and prolong any common sewer or drain therein, and to construct such bridge or bridges therein as may be necessary, and to fence in such streets, roads, avenues, boulevards, lanes or alleys, public ways or places, or any section or sections thereof, and to make, carry out and complete such other work or works as may affect such supply of water, drainage, sewerage, or any of them, when thereto requested by a petition presented to the council of the village, signed by such number of proprietors as own more than one-half of the aggregate frontage on any of the said streets, roads, avenues, boulevards, lanes or alleys public ways or places, or any section or sections thereof. Power of council to make by-laws for certain purposes.

5. The council may lay, levy and raise such special assessment or assessments, to pay for the said improvements or any or all of them, when requested by such petition; may determine the mode, method and manner in which the said improvement or improvements are to be made and carried out, and the manner of laying, levying, and collecting such special assessment or assessments. Council may levy taxes for certain purposes.

6. The council may acquire, make and lay, or cause to be made and laid, all such water-pipes, hydrants, drains and sewers as shall be so petitioned for, and do or cause to be done all such other works as may be necessary to that end. Council may acquire and lay, &c., water-pipes, &c.

7. The cost of making and carrying out any such improvements shall be borne and paid by the owners of real estate situate on each side of such street, road, avenue, boulevard, lane or alley, public way or place, or any section or sections thereof, by means of a special assessment made, laid and levied upon the said owners of real estate, according and in proportion to the frontage of their properties respectively, saving nevertheless the case of any Payment of costs of improvements.

such improvement as is more than local, as hereinafter set forth.

Levying of
such assess-
ments.

8. Such assessment shall be made, levied and collected at such time and times as may be ordered by the council, and the council may order that the costs incurred in making any such improvement be levied and collected at once or by instalments during a certain number of years ;

Interest may
be included in
certain case.

Such assessment, if the total cost of the improvement be spread over a number of years, may include interest on forborne payments.

Commissioners
to be named in
certain cases,
if improve-
ments are more
than local.

9. In the event of the council, by a resolution, declaring that any such improvements are more than local, and that a proportional part of the cost thereof should be borne and paid for by properties interested in and benefited by such improvements, other than the properties situate and fronting on the said street, road, avenue, boulevard, lane or alley, public way or place, or section or sections thereof, three competent and disinterested commissioners shall be named, as follows : one by the council, one by the petitioners, and one, on demand of the said council or the petitioners, by a judge of the Superior Court.

Their duties.

10. The commissioners shall decide and determine who are the parties interested in, and to be specially assessed for, the purpose of the proposed improvements, and decide in what proportion the costs of the said improvements shall be distributed over such area of territory and borne by the proprietors thereof.

Commissioners
to be sworn.

11. The commissioners, before proceeding, shall be sworn before a justice of the peace for the District of Montreal or the secretary-treasurer of the said council, to faithfully, impartially and diligently execute the duties devolving upon them ; and they shall be entitled to receive a remuneration from the corporation not exceeding ten dollars per day each, during the whole time they shall be, of necessity, occupied in the performance of their duties.

Remuneration
of commis-
sioners.

Time, &c.,
commissioners
are to proceed.

12. The commissioners shall proceed at the time and place fixed by them and of which they shall have given at least twenty days' public notice

Decision of
commissioners.

13. The commissioners, after having examined and viewed the lands and properties and heard the parties and their witnesses under oath administered by one of them, and which oath any and all of such commissioners are authorized to administer, shall give their decision, declaring

who are the parties interested in, benefitted by, and the properties to be specially assessed for the purposes of, the proposed improvement, and decide in what proportion the costs thereof shall be borne and distributed over such area of territory, by means of a written report signed by them or by the majority of them which they shall file in the office of the council.

14. Such decision shall be final and without appeal, and such report shall form the basis on which the properties declared interested and benefitted by the said improvement shall be assessed for the cost thereof. Effect of decision.

15. The secretary-treasurer, as soon as the accounts of the cost of making and carrying out any said improvement and all expenses connected therewith shall have been sent in and approved by the council, shall, himself, within a delay to be fixed by the council, make a special roll for the assessment and apportionment of the cost of such improvement. Special assessment to be made for costs of improvements, &c.

16. When the improvement is more than local, the cost thereof is assessed and levied in accordance with the terms of the report of the commissioners. Levying such special assessment.

17. When an assessment roll shall have been made, the secretary-treasurer shall give special notice thereof, in writing, in the manner provided for the service of special notices by the Municipal Code, to each proprietor assessed, and shall, in such notice, indicate the total cost of the improvement and the amount or rateable proportion to be paid by such proprietor, and notice therein shall, at the same time, be given of the day and hour at which such special assessment roll shall be submitted to the council for homologation. Notice of preparation of roll and of time when to be examined by council. What to contain.

18. The council shall, on the day fixed, hear all parties interested who may appear and their witnesses, and may make such amendments to the roll as may be necessary, but without altering in any way the basis of assessment determined by the report of the commissioners, and shall homologate the roll with or without amendments, as the case may be, and such roll shall then be final and not subject to appeal. Examination and amendments of roll by council.

19. Such assessment shall be due, exigible and collectible from proprietors in such proportional amounts or instalments as may be fixed by the council, and shall be payable at such time and times as may be ordered by the Payment of amounts due under roll.

council; and the secretary-treasurer, when so ordered, shall collect the instalments or amounts from the proprietors in the manner in which municipal taxes are collected.

Assessment
need not be
registered.

20. The said assessment shall be a privileged debt, exempt from the formality of registration.

Certain powers
extended to
purposes of
this act.

21. The powers conferred on the corporation of the village of Côte Saint-Antoine respecting loans shall apply to all the purposes mentioned in this act, and the corporation may, from time to time, contract such loan or loans as may be necessary to pay for improvements made and carried out under the provisions of this act, on compliance with the provisions of section two of this act.

Redemption of
debentures.

22. The debentures issued for such loans may be redeemable at a period to be fixed by the council or within a delay, to be likewise fixed by the council, by means of annual drawings.

Interest on
special assess-
ments.
Discount for
prepayments.

23. The special assessments shall bear interest at six per centum per annum from the date on which they become due, and discount for prepayments may be allowed.

Power of coun-
cil to purchase,
&c., real estate
for improve-
ments.

24. The council shall have power to purchase, acquire, take and enter into any land, ground or real property whatever, within the limits of the village of Côte Saint-Antoine, necessary for the purposes of the improvements mentioned in this act, either by amicable arrangement entered into between the corporation and the proprietors or other parties interested, or by adopting the provisions and complying with the formalities which the corporation has a right to take respecting expropriation.

Application of
this act to cer-
tain streets, &c.

25. All the provisions of this act shall apply to existing streets, roads, avenues, boulevards, lanes or alleys, public ways or places, or any section or sections thereof, in the village of Côte Saint-Antoine, including those laid out and determined on the plan of the village of Côte Saint-Antoine, prepared under the provisions of the act 40 Victoria, chapter 39, and duly confirmed and ratified by the Superior Court, on the sixteenth day of June, eighteen hundred and eighty, and also to all streets, roads, avenues, boulevards, lanes or alleys, public ways or places, or any section or sections thereof that may hereafter be opened by the corporation, provided that nothing shall be done incompatible with the law concerning the Montreal turn-pike roads.

26. The council may make special agreements for a determinate period with the city of Montreal or with any municipality having a system of water-works, or any person or persons or company for supplying the village or any part thereof with such water supply; and may by by-law fix, from time to time, the price, rate or rent to be paid by consumers for water according to such tariff as it may deem fit, provided however that such price, rate or rent shall not be less than sufficient to cover the cost of procuring and supplying the water and of keeping the water-pipes and all other apparatus connected therewith in good repair, and the cost of collection of such water price, rate or rent, and ten per cent additional to cover contingencies, and for fixing the time and times, which shall be quarterly, when the same shall be payable.

Council may agree with city of Montreal as to water supply, &c.
Water rate, &c.

27. The council have the right to allow a discount for prepayment, and such water price, rate or rent shall bear interest at six per centum per annum at the expiration of the delay at which it ought to be paid; and the council may enforce payment in the manner prescribed for the collection of municipal taxes.

Discount may be allowed on prepayments of water rates and interest charged on sums overdue.
Levying of water rate.

28. The price, rate or rent may be determined by the value of the property, or by meter or by other measuring apparatus on the premises of the consumer, whenever the council may deem it advisable so to do; and the council may erect or place meters or other water measuring apparatus on the premises of the consumer, whenever it deems it advisable so to do, the cost thereof to be borne by such consumer; and the council may cut off the water supply from any person refusing or neglecting to pay therefor, and also from all persons who allow the water to be wasted; and the persons from whom the water shall be cut off shall remain liable for the payment thereof, as fully as if they availed themselves of the water; and the council shall not be bound to warrant the quantity of the water to be supplied, and no person shall refuse, on account of the insufficiency of the water supply, to pay for the use of water supplied.

Manner of determining price of water, &c.

Water supply may be cut off from persons in arrears, &c.

29. The officers of the corporation and any person authorized by them for that purpose shall have free access, at proper hours of the day, and upon reasonable notice given, and request made for that purpose, to all parts of every building in which water is delivered; and the council shall have power, from time to time, to make, amend, repeal and enforce all necessary by-laws, rules and regulations for the general maintenance, management and conduct

Officers to have access to property to see that water is properly used and not wasted, &c.
Power to regulate water-works, &c., by by-law.

Penalty for
infringing
such by-laws.

of the water-works officers and others employed ; and any one infringing the provisions of any such by-law shall be liable to a penalty, payable to the corporation for its use, not exceeding twenty dollars and costs, and in default of immediate payment to imprisonment for a period not exceeding twenty days.

Cost of intro-
duction of
water, &c., by
whom paid.

30. The introduction of the water into houses, shops or like buildings in the village, and the connection between such houses, shops, and buildings and common drains, or sewers, shall be performed by and at the expense of the proprietors thereof, under the superintendence of and in accordance with specifications to be approved of by the council.

Corporation
may purchase,
&c., water
pipes, &c.,
from Côte
Saint Antoine
Water Com-
pany, &c.

31. The council of the village is authorized and empowered to purchase from the Côte Saint Antoine Water Company, on such terms as the council may deem advisable, the water pipes already laid in the village, as well as any that may be hereafter laid in the said village by the said company, or by any other company, person or persons ; and the corporation is authorized to own and possess the same, and to use the same for the purpose of supplying water to the village and as a protection against fire, in so far as they may be useful.

Streets, &c.,
may be re-
corded in a
book.

32. The said council shall have power to cause such of the streets, avenues, and highways in the said village or any part thereof, as shall not have been heretofore recorded or sufficiently described by proces-verbal or otherwise, and shall have been open for public use for ten years, to be ascertained, described and entered of record in a book to be kept for that purpose by the secretary-treasurer of the said village ; and the said streets, roads, avenues and highways, when so entered of record, shall be public streets, roads, avenues and highways, and the record thereof shall, in all cases, be held and taken as evidence for their being such streets, roads, avenues and highways.

Effect of such
record.

Names of
streets, &c.,
may be
changed.
Proviso.

33. The council shall have power to change the name of any of the streets, roads, avenues, boulevards, lanes or alleys, public ways and places in the village ; provided always that any such change, made by the council in the name of any such streets, roads, avenues, boulevards, lanes or alleys, public ways or places, shall, without delay, be reported in writing by the secretary-treasurer to the registrar of the registration division within which the village of Côte Saint-Antoine lies.

34. The council may make special agreements, with the City of Montreal or with any municipality or municipalities, to secure for a determinate period an outlet for the sewerage and drainage of the said village, the compensation therefor to be determined either by amicable arrangement or by arbitration; but, in the event of such outlet being refused, the corporation of the village of Côte Saint Antoine shall have the right to build a main sewer, to conduct the sewerage and drainage to the nearest and most convenient point in the river St. Lawrence, through any municipality or municipalities, by paying therefor such reasonable compensation as may be awarded by arbitrators.

Council may agree with municipalities as to outlet for sewerage. Compensation how to be ascertained.

Power to erect a sewer to St. Lawrence in case outlet be refused. Compensation therefor.

35. One of such arbitrators shall be appointed by the council, another by the other corporation interested, and a third by the two others; and in case of any such other corporation neglecting to choose and appoint an arbitrator, within thirty days after notice, in writing, to that effect served upon it by or on behalf of the corporation of the village of Côte Saint Antoine, or in case of the arbitrators chosen and appointed not agreeing upon the nomination of such third arbitrator, an arbitrator for such corporation or such third arbitrator shall be appointed by any of the judges of the Superior Court at Montreal; and the arbitrators shall be sworn before any such judge before beginning their proceedings, and they shall hear any witnesses who may be brought before them, in relation to the matter of the arbitration, the witnesses being first sworn before any one of the said arbitrators, each and all of whom are hereby authorized to administer the necessary oath; and the decision of the arbitrators or of any two of them shall be conclusive.

Appointment of arbitrators in such case, and proceedings before them.

Arbitrators to be sworn and proceedings before them.

Decision conclusive.

36. The council is authorized and empowered to acquire and lay all such main supply water pipes, and discharge drains and sewers, from the limits of the village to the place or places of connection in other municipalities, or to the river St. Lawrence, as may be necessary to secure to the village such sufficient supply of water and drainage and sewerage; and the cost thereof, or any compensation to be paid as aforesaid therefor, shall be ascertained, laid and collected within the municipality of Côte St. Antoine, as set forth in this act in relation to mains.

Power of council to acquire and lay main supply water pipes, &c.

Levying of costs, &c., thereof.

37. The council, when thereto requested by petition, signed by such number of the proprietors as own more than one-half of the property in the village fronting on the boulevard or any street or streets laid out on the plan of

Council may, if petitioned therefor, open or macadamize certain streets &c.

the village, made under the provisions of the act 40 Victoria, chapter 39, as confirmed and ratified by the Superior Court on the sixteenth day of June, one thousand eight hundred and eighty, may, by a by-law or by-laws, if it deem it expedient, cause such boulevard and streets or any of them to be opened or macadamized through their entire length, as shown on such plan.

Costs of such opening, &c. how levied.

38. The cost of opening and macadamizing such boulevard, or street or streets, shall be assessed by special assessment for a portion upon the properties fronting on such boulevard or street or streets, and for the balance of such cost upon all such properties as are interested in and benefited by such opening and macadamizing.

Commissioners ascertain proportion to be assessed.

39. The proportional amounts of such costs to be assessed on any and all such properties shall be ascertained by commissioners, as above mentioned.

Deposit of plan and estimate.

40. A plan of the works for any improvement authorized by this act, together with a sworn estimate of the approximate cost thereof, shall be made and deposited in the office of the secretary-treasurer.

Proviso if it concern a drain, &c.

In the case of common sewers and drains the plan shall show the proposed outlet for such sewerage or drainage.

Notice of deposit of plan, &c.

Public notice shall be given of the deposit of such plan and estimate, at least one month before the day on which the by-law determining the improvement shall be taken into consideration, and such plan and estimate shall be open to the inspection and examination of the parties interested.

Appointment of officers, &c.

41. The council shall have power to appoint, dismiss replace and pay, according to such tariff as it may establish, all officers or servants deemed by it necessary for the due execution of all by-laws and resolutions under the provisions of this act; and it shall be lawful for such officers and servants, upon the order of the council or of one of the committees thereof, to visit and examine, within suitable hours, any lot, house, or building within the village, so as to ascertain whether the by-laws or resolutions are duly conformed to; and it shall be the duty of any owner or occupant of any such lot, house or building, to allow such officers and servants access thereto, under a penalty not exceeding twenty dollars and, in default of immediate payment, an imprisonment not exceeding one month.

Powers of such officers.

Access to be given.

Penalty for refusal.

Discount may be allowed on prepayment of taxes.

42. The said council may, by by-laws, at its discretion allow a discount for prepayment on ordinary and annual

taxes paid within such delay after the completion of the collection rolls in each year as the said council shall fix and determine in the said by-law.

43. The provisions contained in articles 712 and 713 of the Municipal Code shall be deemed to be incorporated in this act, as far as the community of the sisters of the General Hospital of Montreal, commonly called Gray Nuns, are concerned. Art. 712 and 713 of M. C. incorporated with this act for certain hospital.

44. This act shall come into force on the day of the sanction thereof. Coming into force.

C A P . L X X I V .

An Act to incorporate the Montreal Park and Island Railway Company.

[Assented to 9th May, 1885.]

WHEREAS Duncan MacDonald, James O'Brien, Henry Hogan, Honorable Rosaire Thibaudeau, Andrew A. McCulloch, Esprit A. Genereux, J. Moise Dufresne, Charles Garth, Irénée Boivin, John I. Hannan, Maurice Perrault, all of the city of Montreal, and Joseph Octave Villeneuve of the town of St. Jean Baptiste, have, by petition, prayed that they and all other persons who may become shareholders in the company, be incorporated and authorized to construct and run railways or tramways from a point in the city of Montreal to the summit of Mount Royal Park and to the various parishes on the Island of Montreal, in order to establish cheap and easy means of communication between the city of Montreal and the various parts of the Island, which would permit families to spend the summer season in the country while enabling heads of families to attend to their business in the city, and whereas it is expedient to grant such prayer; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

1. The persons above mentioned and all others who may hereafter unite with them are constituted a corporation under the name of "The Montreal Park and Island Railway Company." Certain persons incorporated. Name.

2. The company is authorized to lay out, construct, make, put in operation and run, by means of steam, electricity or otherwise, one or more railways or tramways, either on the General powers.

Proviso. surface of the soil or partly as elevated roads, from certain points in the city of Montreal to the summit of Mount Royal Park and to the various municipalities situated on the Island of Montreal, provided that such railway shall not follow or, within a distance of one arpent, run alongside of the turnpike roads on the Island of Montreal, without having first obtained the consent of the trustees of such turnpike roads, and provided also that, before building any part of such railways within the limits of the city of Montreal and of Mount Royal Park, the company shall obtain the consent of the city of Montreal.

Power of company to expropriate property. 3. The company may take and appropriate for its road, its station and depots all the ground which it may require, by complying with the provisions of the Quebec Consolidated Railway Act, 1880.

Capital stock. Shares. Increase. 4. The capital stock of the company shall be five hundred thousand dollars divided into five thousand shares of one hundred dollars each, with the right to increase such capital to one million dollars when a majority of the shareholders shall so decide.

Application of monies. The money so raised shall in the first place be applied to the payment of the expenses incurred for obtaining the passing of this act, and in making the necessary surveys, plans and estimates of the works, and the remainder shall be employed in constructing, maintaining and running the said railway.

First directors. 5. Duncan MacDonald, James O'Brien, Honorable Rossaire Thibaudeau, Henry Hogan, Andrew A. McCulloch, Esprit A. G  n  reux, J. Mo  se Dufresne, Charles Garth, I. Boivin, John I. Hannan, Maurice Perrault, Joseph Octave Villeneuve, Dugald Graham and the Honorable Louis Beaubien shall be the first directors of the company, with power to fill any vacancy which may occur in the board of directors, to open subscription books and call up instalments on the stock subscribed, to call a meeting of the shareholders for the election of directors in the manner hereinafter prescribed, and all the other powers conferred upon boards of directors by the Quebec Consolidated Railway Act, 1880.

Commencement of operations. 6. When and so soon as the sum of fifty thousand dollars of the capital shall have been subscribed and ten per cent of such sum shall have been *bona fide* paid by the shareholders of the company, the latter may commence operations, and the directors or the majority of them shall call the first general meeting of the shareholders at such time

Calling of first meeting of shareholders.

and place as they may think proper, by publishing a notice during fifteen days, in two newspapers in the city of Montreal, one in the French and the other in the English language.

7. The annual general meeting, after the first meeting above mentioned, shall be held on the first Thursday of February in each year, or if that day be a non-juridical day, then on the following juridical day or on such day and at such place as may be determined by by-law. Time for holding annual meeting.

Notice of such annual general meeting shall be given, at least one month previous, in two newspapers in the city of Montreal, one in English and the other in French, or in such other manner as may be prescribed by the by-laws. Notice therefor.

8. The board of directors shall consist of seven directors; but such number may be reduced to five by a by-law. Board of directors.

No person shall be appointed a director unless he possesses in his own name or as trustee or proxy at least ten shares in the capital stock of the company and has paid up all calls due on such shares. Qualification.

9. A simple majority of the directors shall form a quorum for despatch of business. Quorum.

The directors may employ one of their number as managing director or secretary, who may receive a salary which shall be determined by the board of directors. Managing director or secretary.

10. Every shareholder shall be entitled to a number of votes equal to the number of shares held in his name at least two weeks before the time of voting; provided that no person shall have the right to vote at meetings of the shareholders unless he has, at least twenty-four hours before the hour appointed, paid all instalments called in and due. Right to vote. Proviso.

11. The company may and shall have the right to cross or intersect any other line of railway or tramway and to join its line thereto, at any point on its route and on the grounds of such other railway, or tramway and to make the necessary conveniencies for the purposes of such connection; and the owners of both railways or tramways may unite in forming such intersection and grant the facilities therefor; and in case of disagreement upon the amount of compensation to be paid therefor or upon the point or manner of such crossing or connection, the question shall be determined by arbitrators appointed in the manner prescribed for contested expropriations by the Quebec Consolidated Railway Act, 1880. Power to intersect or cross other roads, and to make running arrangements. Arbitration in certain cases.

Company may agree with Montreal City Passenger Railway Company for certain purpose.

12. The company hereby incorporated and the Montreal City Passenger Railway Company shall have the right to enter into an agreement for the use by either of such companies or by both companies at the same time of the railway of the other company or of any part thereof, or of any station, cars or other property of either of such companies or of both of them, or with reference to any service which may be rendered by one of such companies to the other, with reference to the price or compensation to be paid for such services, or for the construction of one or more branch railways, or of one or more tramways, to facilitate the connection between the railways of the two companies.

Effect of such agreement.

Every such agreement made according to law by the two companies shall be binding, subject, however, to any statute now in force respecting the powers and obligations of the Montreal City Passenger Railway Company.

43-44 Vi., c. 43 to apply to company.

13. The provisions of the Quebec Consolidated Railway Act, 1880, in so far as they are not inconsistent with this act, shall apply to the company.

Coming into force.

14. This act shall come into force on the day of its sanction.

C A P . L X X V .

An Act to amend the charter of the Stanstead, Shefford and Chambly Railroad Company.

[Assented to 9th May, 1885.]

Preamble.

WHEREAS the Stanstead, Shefford and Chambly Railroad Company, under its act of incorporation, 16 Victoria, chapter 107, was authorized to build a railway from some point on the St. Lawrence River, opposite the City of Montreal, thence in the general direction of Chambly and Shefford to the outlet of Memphremagog Lake, and from thence to the Province line in Stanstead, and, by the act 18 Victoria, chapter 185, it was further authorized to construct a branch line connected with its main line of road from the outlet of Lake Memphremagog to the town of Sherbrooke, and a second branch from its said main line to any point on the line of that portion of the Grand Trunk Railway, heretofore known as the St. Lawrence and Atlantic road, and also a third branch of railway from some point on its said main line, to any point on the Cham-

plain and St. Lawrence Railway, and whereas, by the act 39 Victoria, chapter 55, the time for the completion of the said road was extended to the twenty-fourth day of December, 1885, and whereas the said company has, by petition, prayed the Legislature for certain amendments to their act of incorporation and other acts relating thereto, and inasmuch as the said railroad has been completed, and is in good working order, from the town of St. Johns on the line of the said Champlain and St. Lawrence Railway to the village of Waterloo on the main line of the said railroad, and the company is using its utmost efforts to reach the terminus originally proposed by its act of incorporation, and whereas it is expedient to grant the prayer of the said petition; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

1. Notwithstanding any thing in the act passed in the 39th year of Her Majesty's reign, chapter 55, or in any other act contained, and notwithstanding the non-completion of the said railway within the period limited by the said last mentioned act, the corporate existence and powers of the said Stanstead, Shefford and Chambly Railroad Company shall not lapse, but the same shall continue in full force and effect, and the period for the construction of the said railway is hereby extended to ten years from and after the passing of this act. Certain powers continued.

2. The portion of the said railroad thus constructed, from the said town of St. Johns on the line of the said Champlain and St. Lawrence Railway to the said village of Waterloo, as now constructed, shall be held to be and form part of the main line of the said railroad. Certain road declared part of main road.

3. Notwithstanding any thing contained in the said act of incorporation, the next general meeting of the shareholders of the said company, for the election of directors and for the transaction of the general business thereof, shall be held on the second Wednesday in November next after the passing of this act, and thence annually on the second Wednesday in November in each year thereafter; Next general meeting when to be held.

Public notice of such annual meeting shall be given by a notice at least three weeks previous thereto, published in some newspaper along the line of the said railroad or in some county through which it passes, and the election shall be held in the manner provided by the said act of incorporation. Notice therefor.

4. This act shall come into force on the day of its sanction. Coming into force.

CAP. LXXVI.

An Act to amend the acts relating to the incorporation of the St Johns and Sorel Railway Company.

[Assented to 9th May, 1885.]

Preamble.

WHEREAS the St Johns and Sorel Railway company has, by its petition, represented that it is advisable to reduce the quorum of its board of directors to four and to extend the delay fixed for the completion of its works, by five years, and whereas it is expedient to grant the prayer of its petition ; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows .

43-44 V., c. 53,
s. 9, replaced.

Election of
directors.

Quorum.

Power to pass
by-laws.

1. Section 9 of the act 43-44 Victoria, chapter 53, is repealed and replaced by the following :

" 9. At such general meeting the subscribers assembled, who shall have paid up ten per cent of their subscriptions, shall, personally or through their proxies, elect the directors of the company, four of whom shall form a quorum ; and they may pass such by laws and regulations as they may deem necessary, provided they be not contrary to law."

43-44 V., c. 53,
s. 21, replaced.

Commence-
ment and com-
pletion of rail-
way.

2. Section 21 of the act aforesaid is repealed and replaced by the following :

" 21. The railway shall be commenced within two years and be completed on the thirty-first day of December one thousand eight hundred and ninety."

Coming into
force.

3. This act shall come into force on the day of its sanction.

CAP. LXXVII.

An Act to amend the acts relating to the Missisquoi Valley Railway Company.

[Assented to 9th May, 1885.]

Preamble.

WHEREAS the Missisquoi Valley Railway Company hath, by its petition, prayed for certain amendments to the acts relating to the said company ; and whereas it is expedient to grant the prayer of the said petition ; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

Time to com-
plete railway
extended.

1. The time fixed for the completion of the railway and branches of the said company, is hereby extended to the

last day of the year one thousand eight hundred and eighty-eight for the main line and to the last day of the year one thousand eight hundred and ninety for the extensions thereof.

2. The said company shall have power to prolong and extend their line of railway easterly from its junction at or near Richmond with the Grand Trunk Railway, by the best practicable route, to the western boundary of the State of Maine, to a point thereon, at or near the forty-sixth parallel of North latitude, where there may exist the most feasible "pass" or locality for connecting thereat their said railway with any railway or railways which may be built in the aforesaid State to the said boundary line between the said State of Maine and the Province of Quebec.

Power to prolong line.

3. The said company may sell their railway, with all its property, privileges and franchises, to any other incorporated railway company, or may amalgamate with any incorporated railway company; and such sale or amalgamation may be effected by a deed of agreement, made with the sanction and approval of the shareholders of both companies, by resolution passed at a special meeting thereof, specially called for the purpose, according to their respective acts of incorporation; and such deed of agreement shall only have full force and effect after a duplicate thereof shall have been deposited in the office of the Provincial Secretary of the Province of Quebec, and after the same shall have been approved by the Lieutenant Governor in Council, and from and after the date at which a notice of such deposit and approval shall be published in the Quebec Official Gazette.

Power to sell or amalgamate.

Manner of so doing.

Deposit of deed.

Approval of deed.

The said company may also buy and acquire the property and franchise of any other railway with which it connects, and may hire, lease and operate the same.

Power to purchase, &c., other roads.

4. This act shall come into force on the day of its sanction.

Coming into force.

C A P. L X X V I I I.

An Act to confer certain powers upon the Quebec, Montmorency and Charlevoix railway company.

[Assented to 9th May, 1885.]

WHEREAS the Quebec, Montmorency and Charlevoix railway company has, by its petition, represented

Preamble.

that it is necessary that certain powers be conferred upon it for the purpose of enabling it to procure the means of completing and equipping the first section of its railway, forming a length of about twenty-five miles from its terminus in the city of Quebec, and whereas it is expedient to grant the prayer contained in the said petition; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

Company may
issue mort-
gage debentures for cer-
tain amount
with privilege
on certain por-
tion of road.

1. The Quebec, Montmorency and Charlevoix railway company is hereby authorized to issue debentures, to the amount of twenty thousand dollars per mile of railway, secured in a special manner and having preference over all others, on the section of its line comprised between its terminus in the city of Quebec and a certain place in the parish of St. Joachim in the county of Montmorency, forming a length of about twenty-five miles, such debentures to bear interest at a rate which shall be determined by the board of directors of the company, but not to exceed the legal rate. The payment of the interest on these debentures shall constitute, after the working expenses, the first lien on the receipts of the working of that portion of the company's line. These bonds shall be signed by the president or vice-president and countersigned by the secretary or treasurer of the Company and shall be a mortgage upon the railway and all the plant, rolling stock and material necessary for the working thereof and upon all the buildings, stations and station grounds and generally, upon all the lands embraced in the right of way, property and material necessary and belonging to the working and running of such first twenty-five miles, or thereabouts, of the railway.

Registration of
mortgage so
created.

2. For the enregistration of the mortgage in favor of each of such debentures, the issue whereof is authorized by the preceding section, it shall be sufficient to cause to be registered, in each of the registration offices of the region through which the railway shall pass, a copy, certified by the secretary or treasurer of the company, of the form in which all such debentures shall be drawn up, together with a certificate signed by the secretary or treasurer of the company showing the date of the issue, the number issued, and a copy, certified in the same manner, of the resolution passed by the board of directors ordering such issue.

When debentures to be issued.

3. Such debentures may be made, issued, and registered before the completion of the twenty-five miles, or thereabouts, of the railway to which they shall apply, and so soon as the location of the line shall have been definitively

adopted by a resolution to that effect passed by the Board of Directors, and so soon as a copy of the plan of such location shall have been deposited in the office of the Commissioner of Railways or in the office of the Commissioner of Agriculture and Public Works of the Province of Quebec.

4. If the company should, at any time, make default in paying, when due, the interest or capital of the bonds, then the holders of bonds upon which there shall be arrears of interest or capital, shall, at the next ensuing annual meeting of the shareholders, have the same privileges and qualification of voting at the meeting of the company and of becoming directors as the shareholders, provided that the bonds which they so hold or the transfer of such bonds have been previously enregistered in the office of the company in the manner prescribed for the registration of shares.

The secretary shall be bound upon demand to register these bonds or transfer of bonds in a register kept for that purpose.

5. On being authorized thereto by a resolution passed at an ordinary or special meeting of the shareholders, the board of directors may execute a deed of trust to be signed on behalf of the company by some person authorized to that effect by the board, and made out in favor of two trustees who shall act in the capacity of agents of the bond-holders, and in the event of their death, resignation or inability to act shall, respectively, be replaced by a person or persons appointed by the majority, in value, of the bond-holders or by the board of directors if there be no bond-holders.

6. The said trust deed may contain a description of the property hypothecated or to be hypothecated for security of the payment of the said bonds and of the interest thereon, and provide for the manner in which the trustees may, in the event of any default in the payment of the said bonds and of the interest thereon, take possession of the railway in the name and on behalf of the said bond-holders, run the said railway for the benefit of the said bondholders and sell the same for their like benefit, after such delay and upon such terms and conditions as may be stated in such deed.

Such trust deed shall comprise and affect all the debentures the issue whereof is hereby authorized.

7. Out of the total amount of its capital stock, the Quebec, Montmorency and Charlevoix Railway Company

certain purposes.

is hereby authorized to set apart, in a special and exclusive manner, by means of a resolution passed to that effect by the board of directors, two thousand five hundred shares, or an amount of two hundred and fifty thousand dollars, for the first section of its railway, comprised between its terminus in the city of Quebec and a certain place in the parish of St. Joachim, forming a length of about twenty-five miles.

Application of certain surplus receipts.

The excess of the receipts derived from the running of this section of the railway, after deducting the working expenses and the amount required for paying the interest

Proviso.

on the debentures, the issue whereof is hereby authorized, shall be specially and exclusively employed in paying dividends on the two thousand five hundred shares above-mentioned. Nevertheless, as circumstances may require, such surplus may be expended in repairing the road-bed, buildings, plant and rolling stock, and in such case the company may not pay dividends.

Certain shares may be issued as paid up stock.

8. If they deem it expedient or necessary, the board of directors of the company may make and issue the shares, to the said amount of two hundred and fifty thousand dollars, mentioned in the preceding section, as paid up stock, whether they be subscribed for or not, and allot, deliver and hand over such stock as paid up stock in payment of land, plant, rolling-stock or material of any kind and also of the services of the contractors, engineers or other persons employed by the company; such allotment of stock shall be binding on the company, and such paid up stock shall be unassessable thereafter.

Separate set of books for stock as issued.

9. In order to carry into effect the provisions of this act, and especially those contained in sections one and eight thereof, the Quebec, Montmorency and Charlevoix Railway Company is authorized and obliged to keep a distinct and separate set of books for the construction and working of the first section of its railway, comprised between its terminus in the city of Quebec and a certain point in the parish of St. Joachim, forming a length of about twenty-five miles, as well as for the debentures and shares relating to such section of the railway.

Company may become party to promissory notes, &c. How signed and issued.

10. The company may become a party to promissory notes, drafts, bills of exchange, or the like instruments, which shall be signed by the president or vice-president and secretary or treasurer and be issued under a resolution passed by the board of directors for such purpose.

Form of deeds of sale &c.

11. All deeds of sale, conveyance or transfer of lands to the company for the purposes of its road, may be made and

drawn up in the form of schedule A to this act, or in any ^{lands to com-}
other form of like tenor. ^{pany.}

For the enregistration of such deeds the company shall, ^{Register furn-}
at its own expense, supply the registrars with registers ^{ished to regis-}
containing the said form A, or any other form of like tenor, ^{trars.}
printed with the necessary spaces and blanks to suit each
case.

The registrars shall be obliged to enregister such deeds ^{Duty of reg-}
in the printed registers upon production of the originals or ^{istrars.}
certified copies thereof, upon payment of a fee which
shall not exceed fifty cents for each deed. Such registra- ^{Effect of en-}
tion shall be valid in law, any statute or provision of ^{registration.}
law to the contrary notwithstanding, and it shall, with
respect to rights of ownership, servitudes, hypothecs and
real rights, have the same effect as the registration pre-
scribed by the Civil Code.

12. This act shall come into force on the day of its ^{Coming into}
sanction. ^{force.}

SCHEDULE A.

FORM OF DEED OF SALE, CONVEYANCE AND TRANSFER.

Before me, the undersigned, notary public for the Pro-
vince of Quebec, on this day of
eighteen hundred and eighty , appeared The
Quebec, Montmorency and Charlevoix Railway Company,
acting herein by , regularly authorized
by a resolution of the board of directors and
 of
who declared that he had sold, conveyed, transferred and
made over unto the said company, thereof accepting, for
and in consideration of the price of
dollars, which he admits having received and hereby gives
receipt therefor, that lot of land (*description*) selected and
set apart by the said Company for the purposes of its
railway.

Done and passed at , under the
number of the minutes
of the said undersigned notary, the same having been read
in the presence of the said notary.

C A P . L X X I X .

An Act to amend the Act 40 Victoria, chapter 34, intituled
 "An Act to incorporate the Saint John Street Railway
 Company."

[Assented to 9th May, 1885.]

Preamble.

WHEREAS the Saint John Street Railway Company has, by its petition, prayed for a reduction of the capital stock of the said company, and for other amendments to its act of incorporation, and whereas it is expedient to grant the prayer of the said petition; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

Capital stock
 reduced.

1. The capital stock of the said Saint John Street Railway Company, of the city of Quebec, is hereby reduced to the sum of thirty thousand dollars, divided into one thousand shares of thirty dollars each;

Paid up
 shares.

Each share upon which the sum of thirty dollars has been paid shall be a fully paid up share, and each shareholder shall hold one share for every share now held by him, and also one share for every thirty dollars by him paid over and above the calls already made upon the stock now held by him in the company.

Power to lease
 or sell property
 and franchise.
 Proviso.

2. The board of directors of the company shall have the power to lease or sell the property and franchise of the company, provided the contract entered into be submitted to and approved by the absolute majority of all the shareholders at a general meeting called for that purpose.

40 V., c. 34,
 amended ac-
 cordingly.

3. The act 40 Victoria, chapter 34, is amended in accordance with the foregoing provisions.

Coming into
 force.

4. This act shall come into force on the day of its sanction.

CAP. LXXX.

An Act to substitute voluntary for forced licitation as regards certain property belonging to the estates of the late Damase Masson and his wife.

[Assented to 9th May, 1885.]

WHEREAS Alfred Masson, Adolphe Masson, Damase Preamble.
Masson, all three merchants, Octavie Masson, wife of Henri Maurice Perrault, architect, by him duly authorized, Alphonsine Masson, wife of Joseph Duhamel, advocate and Queen's Counsel, by him duly authorized, all of the city of Montreal, Virginie Masson, wife of Guillaume Henri Desjardins, physician, by him duly authorized, both of the city of Boston, in the United States of America, represented by their attorney, Leocadie Masson, wife of Hospice Labelle, merchant, by him duly authorized, both of the city of Montreal, and Edwin Hurtubise, of the same place, insurance agent, by their joint petition, have represented that in virtue of the will of the late Damase Masson, in his lifetime of the city of Montreal, merchant, and of the will of the late Dame Marie Louise Virginie Jobin, his wife, both made at Montreal before J. E. O. Labadie and his colleague, notaries, on the same day, the twenty-ninth day of August, one thousand eight hundred and seventy-six, there exist two substitutions, which are in fact but one and the same substitution, for one-seventh of the property bequeathed by the deceased, in favor of the children born and to be born of the marriage of the said Léocadie Masson with the said Hospice Labelle ;

That such of the heirs as are not institutes in the said substitution, and who at present own the undivided six-sevenths of the said property, desire that the same should no longer remain undivided and that a partition of the property of both estates be made ;

That certain shares in a financial institution and certain immovables described at length in the said petition, and affected by the said substitutions, cannot conveniently be divided, and it is necessary for such partition that such undivided property be sold ;

That the petitioners wish to save the heavy expenses of a forced licitation before the courts ;

Whereas it would be to the advantage of the said substitutes and the said petitioners to grant the latter the authorization prayed for by their petition ; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

Certain parties
allowed to sell
certain prop-
erty.

1. Dame Léccadié Masson, assisted by her husband, and Edwin Hurtubise, may, after being thereunto authorized by a judge of the Superior Court of this province, in chambers, on the advice of a family council declaring that such sale is necessary, sell by voluntary licitation, jointly with the other parties interested, the shares and lots of land hereinafter described, by previously establishing the value thereof to the satisfaction of such judge, to wit :

1st. A lot of land, situate in Saint Louis ward of the city of Montreal, containing forty feet in front by one hundred and fifty-three feet in depth, the whole, more or less, bounded in front by Saint Lawrence street, in rear by Saint Dominique street, with the buildings thereon erected, and now known and designated on the official plan and book of reference for the said Saint Louis ward as number seventy-five ;

2ndly. A lot of land, situate in the said Saint Lawrence ward of the city of Montreal, containing twenty-one feet three inches in front by one hundred and fifty feet in depth, bounded in front by Saint Lawrence street, in rear by Saint Dominique street, with the buildings thereon erected, and now known and designated on the official plan and book of reference for the said Saint Louis ward as number seventy-six ;

3rdly. A lot of land, in the said city of Montreal, bounded in front by McGill street, in rear by Longueuil lane, containing thirty feet in width by one hundred and seven feet in depth on the north-west side and one hundred and nine feet on the south-east side, with the buildings thereon erected, and now known and designated on the official plan and book of reference for Saint Ann's ward of the said city as number one thousand eight hundred and ninety-five ;

4thly. Twenty-five shares of twenty-five pounds sterling each (upon each of which six pounds five shillings have been paid), in the capital stock of the North British and Mercantile Insurance Company, whose head office for the Province of Quebec is in Saint François Xavier street, in the said city ;

Application of
proceeds of
sale of stock.

2. The share of the substitutes in the proceeds of the sale of such stock, shall be collected from the purchasers thereof and be placed, as hereinafter prescribed, at interest by the administrators appointed by the said wills for the purposes of the said substitutions.

Application of
proceeds of
sale of real
estate.

3. The share of the substitutes in the proceeds of the sale of the immovables shall remain at interest in the hands of the purchasers thereof, until the opening of the said substitutions with the security of a vendor's privileged hypothec (*bailleur de fonds*) on the said property, for the purposes of the said substitutions ; or in the event of the total or partial

payment of such share by the purchasers before the substitutions are opened, the testamentary administrators shall invest the mon-ys, representing such share or any part thereof, in the purchase of immovable property, with the approval of a judge of the Superior Court, or in accordance with the act 42-43 Victoria, chapter 30, intituled "An act defining the investments to be made by administrators," and with the act amending the same.

2. This act shall come into force on the day of its sanc-
tion. Coming into
force.

C A P . L X X X I .

An Act to authorize the resiliation and setting aside of a substitution established by a deed of gift by Catherine Poitras, in favor of the children of Ludger Plessis Bélair *et al.*

[Assented to 9th May, 1885.]

WHEREAS on the eighth day of April, one, thousand Preamble.
eight hundred and sixty-eight, by deed passed in the city of Montreal, before J. H. Jobin, notary, Catherine Poitras, did give, by deed of gift to Ludger Plessis Bélair, Téléphore Plessis Bélair, Joseph Arthur Plessis Bélair and Joseph Sylva Plessis Bélair, the immovable property bearing the number sixty-six on the official plan and book of reference for Saint Louis ward, of the city of Montreal ;

Whereas by such deed of gift, the immovable aforesaid was substituted in favor of the children of the said donees ;

Whereas such deed of gift was accepted by only one of the donees, Ludger Plessis Bélair, the other donees being minors ;

Whereas the substitution is not yet opened ;

Whereas at the time the said deed of gift was made the immovable was subject to charges and hypothecs to the amount of nine thousand four hundred and eighty-seven dollars and eighty-seven cents ;

Whereas the said immovable is further hypothecated for the payment of a life-rent of thirty-five pounds sterling in favor of Louisa Gordon, of Liverpool, in England ;

Whereas the property aforesaid is further hypothecated for the payment of a life-rent of eight hundred dollars in favor of Madame Louis Raymond Plessis Bélair ;

Whereas the said immovable is further hypothecated for the payment of a life-rent of five hundred dollars in favor of Miss Catherine Poitras ;

Whereas the said donees have made improvements upon the said immovable and expended money thereon to the amount of five thousand five hundred and seventy-three dollars ;

Whereas the value of the said immovable, with the said improvements and expenses, is twenty-six thousand three hundred dollars ;

Whereas, by deducting from the value of the said immovable the charges and hypothecs to which it is liable and the cost of the improvements made thereon by the said donees, the sum of eleven thousand and thirty-nine dollars and thirty-three cents is all that the said Miss Catherine Poitras could substitute ;

Whereas the said substitution is obliged to pay fourteen hundred and forty dollars per annum in life-rents, and the revenues at the disposal of the substitution for meeting such life-rents are only six hundred and seventy-two dollars and thirty-two cents ;

Whereas the said substitution thereby incurs a deficit of seven hundred and seventy-seven dollars and sixty-five cents per annum ;

Whereas the said substitution will, of necessity, be extinguished owing to the charges imposed by the gift establishing the same and for which the aforesaid immovable is liable, owing to the impossibility in which the donees are placed of meeting the charges for which it is liable out of the revenues derived from it ;

Whereas the donees, who are the institutes as aforesaid, are unanimously of opinion that the aforesaid substitution should be set aside and resiliated, and they are the only parties to the deed of gift establishing such substitution ; And whereas it is expedient to grant the prayer of the said petition ; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

Certain deed
creating sub-
stitution may
be set aside.

1. The said Ludger Plessis Bélair, Téléphore Plessis Bélair, Joseph Arthur Plessis Bélair and Joseph Sylva Plessis Bélair and the said Miss Catherine Poitras are permitted to resiliate and set aside the substitution created by the said deed of gift bearing date the eighth day of April one thousand eight hundred and sixty-eight.

Coming into
force.

2. This act shall come into force on the day of its sanction.

CAP. LXXXII.

An Act to authorize the sale of a property substituted under a deed of gift by the late Léon Robert.

[Assented to 9th May, 1885.]

WHEREAS in the city of Montreal, on the fourteenth day of April one thousand eight hundred and eighty, by deed of gift passed before H. P. Pepin, notary public, and duly registered in the registry office of the division of Montreal West, Léon Robert, gentleman, of the city of Montreal, did give and transfer to his son, Adolphe Robert *alias* Rodolphe Robert, jeweller, of the city of Montreal, the usufruct, and to the children born and to be born of the marriage of the said Adolphe Robert with Dame Henriette Huneault or of any other subsequent marriage, the ownership of a certain lot of land, with the house and buildings thereon erected, known and designated as part of number nine hundred and fifty-three on the official cadastral plan of St. Antoine Ward, in the said city of Montreal, containing forty-seven feet in front by ninety-five in depth, English measure, more or less, with right of way for ever in the passage now existing and established on the remainder of the said lot No. 953, in order to communicate with St. David street; Preamble.

Whereas the buildings erected on the said ground are deteriorating, and the revenues from the said property barely suffice to pay the insurance, taxes, necessary repairs and the life-rent which is secured thereon by hypothec;

Whereas owing to ill health and want of means the institute is unable to make the necessary repairs to render the property profitable;

Whereas a sum of nearly two hundred dollars is due to the corporation of the city of Montreal for two years' taxes with interest, and that the said property is in danger of being sold at any time for payment of the taxes; whereas, in fact a writ has already issued from the Recorder's Court of the city of Montreal ordering the seizure of the said property for the payment of the special tax for opening "Dominion Square," and that the institute has been able to pay such special tax only by borrowing money;

Whereas it has become necessary for the institute both in his own interest and in that of the substitutes, his children, that the said property be sold to their best advantage and that the proceeds of the sale thereof be invested according to law;

And whereas it is expedient to grant the prayer contained in the said petition; Therefore, Her Majesty, by

and with the advice and consent of the Legislature of Quebec, enacts as follows :

Certain substituted real estate may be sold.

1. The institute, assisted by the curator duly appointed to the substitution, may, with the permission of a judge of the Superior Court, founded on the report of experts, duly sworn, establishing the value of the immovable property, approved by the family council and upon its advice, sell by a deed of sale, the land above mentioned on such terms and conditions as the institute, authorized as aforesaid, and the curator may deem meet and reasonable; provided such price shall not be less than the value of the property as determined.

Effect of deed of sale.

2. The deed of sale shall be as valid as if it had been consented to by the donor himself, and the purchaser or purchasers shall be obliged to see to the investment of the proceeds of the sale.

Proceeds may be applied in certain manner.

3. The proceeds of the sale may be left in whole or in part in the hands of the purchaser upon the security of an hypothec with the vendor's privilege or any other further security, and if paid, be received by the institute and the curator jointly, and their discharge shall be good and valid.

Investment of proceeds.

4. The proceeds of the sale shall be invested in the province of Quebec in the name of the substitution by the institute and the curator jointly, in accordance with the terms of the substitution and the provisions of the act, 42-43 Victoria, chapter 30, and its amendments, and they may also be employed in purchasing one or more properties which may be deemed advantageous for the substitutes.

Proviso.

5. Provided always nothing herein contained shall be considered as in any way affecting the rights of persons who have privileged and hypothecary or other claims against the said immovables, apart from the claims of the substitutes.

Coming into force.

6. This act shall come into force on the day of its sanction.

C A P . L X X X I I I .

An Act respecting the substitution created by the will of
the late Jean Baptiste Bruyère.

[Assented to 9th May, 1885.]

WHEREAS Robert Felix Antoine Bruyère and Jean Ernest Alexandre Bruyère, at present residing in France, have, by their petition, represented that the late Jean Baptiste Bruyère, of Montreal, merchant, their father, made a substitution of his property, appointing the said Robert Felix Antoine Bruyère and Jean Ernest Alexandre Bruyère the institutes of his property, and their children the substitutes of the same, by and in virtue of his will and codicil thereto made at Montreal before the late J. Belle and his colleague, notaries; the said will bearing date the twenty-first of December, one thousand eight hundred and fifty-two, and the said codicil bearing date the twenty-third of December, one thousand eight hundred and fifty-two, both enregistered in the registration office of Montreal, on the eighteenth April, one thousand eight hundred and fifty-nine, under the number twenty-five thousand six hundred and twenty-five;

Whereas the estate of the said late Jean Baptiste Bruyère consisted, amongst other property, of lots of land situate in St. Louis Ward of the city of Montreal, and are now designated on the official plan and book of reference of the said St. Louis Ward of the city of Montreal as follows:

Number five hundred and eighty-eight; numbers one, two, three, four, five, six, nine, ten, eleven, twelve, thirteen and fourteen of the subdivisions of the official number six hundred and fifty-two; numbers two, three, four, five, six, seven, eight of the subdivisions of the official number seven hundred and fifty; numbers one, two, three, four, five, six, seven of the subdivisions of the official number seven hundred and fifty-five; A, B, C of the subdivisions of the official number seven hundred and sixty-six; A, B, C of the subdivisions of the official number six hundred and twenty-three; numbers one, two, three, four, five, six, seven, eight of the subdivisions of the official number six hundred and fifty-one; A, B, C of the subdivisions of the official number seven hundred and sixty-three; numbers one, two, four, five, six, seven, eight, nine, ten of the subdivisions of the official number seven hundred and eighty; numbers one, two, three, four, six, seven, eight, nine, ten of the subdivisions of the official number seven hundred and fifty-four;

Whereas the said Robert Felix Antoine Bruyère and Jean Ernest Alexandre Bruyère have further represented that the late Henry Oldham Mackenzie, in his capacity of curator to such substitution, and that they themselves, in their said capacity of institutes, prayed and obtained, by a petition presented to the prothonotary of the district of Montreal, which was homologated on the fourth July one thousand eight hundred and seventy-four, that the same immovables, some of which were at that time differently described than at present, be all sold, and that in fact they were all sold with the exception of the ten subdivision lots lastly mentioned which found no purchasers; whereas errors and irregularities have occurred in such authorization to sell, in the proceedings thereon and in the contracts of sale, in so far that the method of re-investing the proceeds of such sales was incorrectly defined; whereas the official numbers of the lots and of the subdivisions of lots of the plan and book of reference mentioned in the deeds of several persons are incorrect and do not correspond to those contained in the return of the bailiffs charged with such sale and which forms part of the proceedings on the said authorization to sell (but whereas, however, the prices obtained for the said lots were not less than the amount of their valuation), and inasmuch as the plan of the subdivision of one of the said lots has had to be corrected since the sale and the signing of the deeds in favor of certain of the purchasers, whereas such subdivisional lots no longer have the same configuration and new deeds have been rendered necessary owing to the new descriptions;

Whereas the said Robert Felix Antoine Bruyère and Jean Ernest Alexandre Bruyère have further represented that certain of the purchasers and their representatives fear eviction, refuse to pay the balance which they owe on the price of sale, which is due since the first of October last (1884), and which are mentioned in the deeds of purchase and of other deeds signed by the said Robert Felix Antoine Bruyère and Jean Ernest Alexandre Bruyère, as well in their own name as on behalf of the substitution; whereas the said Robert Felix Antoine Bruyère and Jean Ernest Alexandre Bruyère are threatened with suits at law for the reimbursement of the sums paid up in full or on account of the prices of sale by the said purchasers or their representatives, unless they be granted a confirmation of title;

Whereas the said deeds of sale and those signed by the said Robert Felix Antoine Bruyère and Jean Ernest Alexandre Bruyère, personally, were in the interest of the said substitution, and the sums which may have been received by the said Robert Felix Antoine Bruyère and Jean Ernest

Alexandre Bruyère appear to have been paid over to the said substitution, as shown by a deed before the late J. H. Jobin, bearing date the twenty-ninth September, one thousand eight hundred and seventy-six, and which was duly registered ;

Whereas it has also been shown that other fictitious adjudications, sales and re-sales of certain of the said lots must remain without effect ; whereas the lots affected thereby really belong to the substitution, although in the name of the said Robert Felix Antoine Bruyère and Jean Ernest Alexandre Bruyère, and, like the lots belonging to the said substitution, which were not sold at the time of the public sale, owing to the absence of purchasers, such lots being vacant, have not yielded and do not yield any revenue, but are liable for the payment of heavy and ruinous taxes, with the exception, however, of one of the said subdivisional lots which is of great value and is only leased for a nominal amount ;

Whereas the state of affairs described in the petition is the result of errors which have occurred in the authorization to sell and in the proceedings thereon ; that all the deeds connected therewith are affected by these errors ; and that the said Robert Felix Antoine Bruyère and Jean Ernest Alexandre Bruyère were not personally parties to the said deeds, but were represented by attorneys and their good faith cannot be doubted ;

Whereas it is necessary to provide for the confirmation of these various titles and of the discharges which have already been given, either under judicial authorization or otherwise, and it is equally necessary to provide for the discharge and acquittances to be given to the purchasers and occupants of the said lots or their representatives, and it is expedient that the lots in the possession of the said Robert Felix Antoine Bruyère and Jean Ernest Alexandre Bruyère, and which belong to the said substitution, be reconveyed to the said substitution and be afterwards sold by such substitution, as well as those which already belong to it, which are mentioned in the said authorization to sell and were not sold at the time of the public sale, owing to the absence of purchasers ; and whereas it is necessary to provide for the investment of the moneys derived from the reimbursement of the debts and for the disposal of all these same immovables of the said substitution ; and whereas it is just and in the interest of the said substitution that the prayer of the said petition be granted ; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

Curator, &c.,
authorized to
confirm certain
titles.

Proviso.

Designation of
lots.

Curator, &c.,
authorized to
ratify certain
discharges.

Effect of pay-
ment.

1. The curator to the substitution created by the will and codicil of the late Jean Baptiste Bruyère and the said Robert Felix Antoine Bruyère and Jean Ernest Alexandre Bruyère, the institutes of the said property (after the latter shall have transferred and abandoned to the said substitution all their apparent rights, other than those of institutes, in and to the immovables hereafter described) are authorized to confirm the titles granted to the purchasers and occupants or their representatives of the immovables sold under the said authorization to sell, or sold by the said Robert Felix Antoine Bruyère and Jean Ernest Alexandre Bruyère, and without any regard to the original descriptions thereof; provided such confirmations shall correspond to the lots situate and being in St. Louis Ward of the city of Montreal, and now described on the official plan and book of reference for the said Saint Louis Ward of the city of Montreal under the following numbers, to wit:

Numbers fourteen of the subdivisions of number six hundred and fifty-two; A, B, C of the subdivisions of number six hundred and twenty-three; one (south-east part), two, three, four, five, six, seven and eight of the subdivisions of six hundred and fifty-one; one, two, nine, ten, eleven, twelve and thirteen of the subdivisions of number six hundred and fifty-two; seven and eight of the subdivisions of number seven hundred and fifty; one, two and three of the subdivisions of number seven hundred and fifty-five; A, B, and C of the subdivisions of number seven hundred and sixty-three; four, five, six, seven, eight, nine and ten of the subdivisions of number seven hundred and eighty; and four and five of the subdivisions of number seven hundred and fifty-five.

And the curator and the said substitutes are also authorized to ratify all discharges which have already been granted, either in virtue of judicial authorization or otherwise, and to receive from the said purchasers and occupants of immovables or their representatives, all sums of money being the price of sale or balance of the price of sale of the same lots due to the said substitution directly or in virtue of the deed of transfer and abandonment to intervene, as hereinabove provided; and on the receipt of all sums on account of or in full payment of the price of such sales, to sign good and valid discharges both for capital and interest in favor of the persons who shall be entitled thereto.

And it is enacted that every payment so made shall relieve every purchaser and holder of the said lots or their representatives from any claim for the re-payment of the said sums or of any others which may apparently

be due by the said Robert Felix Antoine Bruyère and Jean Ernest Alexandre Bruyère, personally, to the said substitution as having been the *auteurs* of the occupants of some of the lots above described.

And such power to confirm the titles and discharges and to grant discharges shall be exercised in favor of all purchasers, holders of immovables or their representatives, ^{Discharges, &c., in whose favor to be executed.} whose lots may have been exchanged, or the dimensions of whose lots may have been increased or decreased upon payment of the sums due in virtue of deeds giving them the actual possession of their lots.

2. The curator is authorized to grant to the said Robert Felix Antoine Bruyère and Jean Ernest Alexandre Bruyère a discharge for all vendors' privileges, (*bailleur de fonds*), ^{Certain discharges may be given.} which they may still appear to owe to the said substitution, both upon some of the lots above described and upon those hereinafter described, on condition that they shall ^{Proviso.} transfer and abandon to the said substitution, which shall be represented in the deed to be passed by the curator to the said substitution, the lots hereinafter described, which are situate in Saint Louis Ward, of the city of Montreal, and are now designated on the official plan and book of reference of the official subdivisions of the said Saint Lawrence Ward of the city of Montreal under the following numbers, to wit:

Numbers five hundred and eighty-eight; three, four, ^{Designation of lots.} five and six of the subdivisions of number six hundred and fifty-two; two, three, four, five, six of the subdivisions of number seven hundred and fifty; six and seven, of the subdivisions of number seven hundred and fifty-five; A, B, and C of the subdivisions of number seven hundred and sixty-six; the north-west part of subdivision number one of the number six hundred and fifty-one, and one and two of the subdivisions of number seven hundred and eighty.

3. When the said substitution shall again have obtained the ownership of the lots lastly described, the said lots, as ^{Certain lots of land may be sold in certain event.} well as the others belonging to the substitution mentioned in the said authorization to sell, and which could not be sold at that time owing to the absence of purchasers, which are at present designated on the said plan and book of reference of the official subdivisions under the numbers, one, two, three, four, six, seven, eight, nine and ten of the subdivisions of the official number seven hundred and fifty-four, of Saint Louis Ward, of the city of Montreal, may be sold by the curator and by the said institutes, in the manner and with the formalities indicated in the Civil

Code and Code of Civil Procedure for the sale of immovable property belonging to minors or other persons legally incapable.

Application
and investment
of proceeds.

4. The moneys derived from the vendors' privileged claims (*bailleurs de fonds*) aforesaid and those arising from the sale which shall be made of the property mentioned in the preceding section, or of any part thereof, may be left in the hands of the purchaser or purchasers with the security of the vendor's privilege (*bailleur de fonds*) and any other additional necessary hypothec, or they may be loaned on hypothec with interest, or may be employed in acquiring immovables which may yield a profitable revenue for the benefit of the said substitution, or may be invested in accordance with the provisions of the Act of the Legislature of Quebec, 33 Victoria, chapter 19, which investments shall in all cases be subject to the rights of the institutes in and to the said substituted property.

Coming into
force.

5. This act shall come into force on the day of its sanction.

C A P . . L X X X I V .

An Act to authorize Tancrède Rodolphe Barbeau to sell certain substituted immovable property.

[Assented to 9th May, 1885.]

Preamble.

WHEREAS Tancrède Rodolphe Barbeau, merchant of the city of Montreal, has, by his petition, represented that, in virtue of the will of the late François Barbeau, Esquire, merchant, in his lifetime of the village of the parish of Sainte Geneviève, in the county of Jacques Cartier, in the district of Montreal, made in the said parish of Ste. Geneviève, on the twentieth day of June, 1864, before J. Filiatrault, notary, and two witnesses, and of a certain codicil made by the said testator, before the same notary and two witnesses, at the same place, on the 26th January, 1865, he is at present proprietor and in possession, as institute in a substitution in favor of his children, of a certain immovable described as follows in the said will :

" A lot of land, situate in the said parish of Sainte-Geneviève, containing three arpents in front by thirty arpents in depth, the whole more or less, bounded in front by the river des Prairies, in rear by Jérémie Daoust, on one side, to the north-east, by François-Hyacinthe Brunet, Esquire, and on the other side by Jean-Baptiste Neveux, with a

house, farm and other buildings, thereon erected", which immovable is now known and designated as number 195 of the official plan and book of reference made for registration purposes in the said parish; whereas the said immovable yields hardly any revenue to the said petitioner; and whereas it would be to the benefit of the said substitutes and of the said petitioner, to grant the latter the authorization prayed for by his petition; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

1. The necessity of the sale of the said immovable is hereby admitted, and the sale of the said substituted property is authorized. Necessity of certain sale admitted.

2. Before proceeding to the said sale, there shall be appointed, in the usual manner, a curator to the said substitution, if such curator be not already appointed, and a tutor *ad hoc* to the substitutes, who are born and are incapable, (who shall not be the institute) to protect the interests of the substitutes in the said sale. Curator to substitution to be appointed and tutor ad hoc to substitutes.

3. The said property shall be sold in the manner prescribed by article 299 of the Civil Code, and after experts have been appointed and after their report, which experts shall be appointed under article 1269 of the Code of Civil Procedure and shall determine the upset price. Manner of sale.

4. The said Tancredé Rodolphe Barbeau, with the consent of the curator to the substitution and of the said tutor *ad hoc*, may leave the proceeds of the sale of the said immovable or any portion thereof in the hands of the purchaser, with the security of the vendor's privilege (*bailleur de fonds*) and any other hypothecary security deemed sufficient by the curator and the tutor *ad hoc* aforesaid; or the said Tancredé Rodolphe Barbeau, the curator to the substitution and the said tutor *ad hoc*, may jointly collect the said moneys, give a valid acquittance therefor to the purchaser and employ them in purchasing immovable property of a corresponding value which may be used with advantage for the said institute and the said substitutes, on the report of experts appointed for that purpose in virtue of the said article 1269 of the Code of Civil Procedure, or they may invest the same in trust for the substitutes in public securities of the Dominion of Canada or of the Province of Quebec, as they may deem most advantageous. Application of proceeds.

2. Such re-investments of the moneys cannot, in any case, be effected except by judicial authorization on the advice of a family council; and until such formalities are accomplished. How re-investments to be made.

ed the purchaser shall retain in his hands the said purchase price.

Immoveable
purchased as a
re-investment
to form part of
estate and be
subject to pro-
visions of will
&c., of late F.
Barbeau.

5. The immoveables purchased as a re-investment of the price of the lot of land above described shall be substituted therefor in the estate of the said late François Barbeau, and shall, in their place and stead, be subject to the provisions of the aforesaid will and codicil of the said late François Barbeau.

Property to be
insured
against fire
at expense of
substitute.

6. The property acquired as a re-investment of the said monies shall be always kept insured against fire for a sum as nearly as possible equal to the total amount of such monies, in the name of the said Tancred Rodolphe Barbeau and of the curator to the said substitution, under their joint responsibility, but at the expense of the said Tancred Rodolphe Barbeau alone.

Coming into
force.

7. This act shall come into force on the day of its sanction.

C A P . L X X X V .

An Act to define the powers of the executors of the will of the late George H. Frothingham, Esquire, and for other purposes connected therewith.

[Assented to 9th May, 1885.]

Preamble.

WHEREAS the late George H. Frothingham, Esquire, of Montreal, died there on the twentieth day of November, one thousand eight hundred and seventy-five, leaving a will, dated the eighteenth day of June, one thousand eight hundred and seventy, and two codicils, dated respectively the seventh day of April, one thousand eight hundred and seventy-four, and the seventh day of December, one thousand eight hundred and seventy-four, executed before witnesses, which will and codicils having been duly proved, whereby he appointed his wife, Dame Louisa Davenport Hayward, and Henry Archbald, and John H. R. Molson, of Montreal, Esquires, the executors thereof ;

And whereas the said Dame Louisa Davenport Hayward died at Montreal on the thirteenth day of December, one thousand eight hundred and seventy-six ;

And whereas, since her death, the said surviving executors, Henry Archbald and John H. R. Molson, have executed deeds of sale of divers immoveables which belonged to the said testator ;

And whereas doubts have recently been raised as to the seizin of the said surviving executors, since the death of said Mrs. Frothingham, of the said immoveables, and as to their power of sale thereof, and as to the duration and extent of their powers generally ; and it is expedient to remove the said doubts, to declare valid the sales so made by the said executors, and to define the seizin and powers of the said executors ; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec enacts as follows :

1. The seizin of all real estate which belonged to the said late George H. Frothingham has, notwithstanding the death of said Mrs. Frothingham, or anything in the said will and codicils, been and is vested in the said surviving executors thereof, Henry Archbald and John H. R. Molson, with full power of sale of the same, at such prices and on such terms, and in such manner, as to the said executors may seem proper. Certain real estate vested in executors.

2. All sales, heretofore made by the said surviving executors of certain of said immoveables, are hereby declared to have been and to be valid and to have conveyed to the purchasers all the title of the said George H. Frothingham and his succession. Sales confirmed.

3. Sales of real property made under the preceding clauses shall always be subject to the liability of the said executors to account in terms of the will and codicils to the beneficiaries thereunder for the purchase money, but the purchasers from said executors shall not be liable to see to the application of the same. Conditions of sales. Proviso.

4. Either of the said present executors, desiring to do so, may for sufficient cause, with the authorization of the Superior Court at Montreal, resign his office, after notice to all the beneficiaries under the said will and codicils, or their legal representatives, and to his co-executor ; and if either of the said executors should resign or die, the remaining or surviving executor shall be vested with all the powers and rights of the said two executors hereunder. Executors may resign. Power of remaining executor.

5. In case of the resignation or death of one or both of the said executors, the Court may, upon application by any of the beneficiaries or the legal representatives of any of them, and after notice to the other beneficiaries, and to the surviving executor, if any, appoint a new executor or executors, who shall thereupon become, with the surviving executor, if any, seized of and vested with the said estate. Appointment of other executors in case of resignation, &c.

and have all the powers and rights in respect thereof which are conferred on the present executors by the said will and codicils and by this act.

Application of two preceding sections. **6.** The provisions of the two last preceding sections shall apply to any future executors as well as to the present executors.

Registration of appointment of new executors. **7.** A copy of the nomination of a new executor and of the resignation of a retiring executor, shall be registered in the proper registration division with a notice designating the lands and property affected.

Investments by executors. **8.** The said executors shall invest all capital sums received by them, and shall, on the twentieth day of November in each year, render an account, under oath, of all investments, and of all revenues received by them from the said estate, and shall pay over to the children of the said George H. Frothingham, or their legal representatives, their respective shares therein.

Children of G. H. Frothingham may demand division. **9.** Notwithstanding anything in this act contained, any one or more of the children of the said George H. Frothingham, or their legal representatives, may, at any time, require the said executors to apportion and divide the residue of the said estate, it being the intention hereof, that none of the rights, which the said children may have, under the said will and codicil, of obtaining a partition of the said estate, shall be interfered with by the present act, while at the same time nothing herein shall confer on any of the said children, or their representatives, any rights other or greater than those which, under the said will and codicil, they now have.

Duty of executors in such case. **10.** In the event of a division of the estate being asked for, by any or more of the children, as herein above mentioned, then it shall be the duty of such executors to have curators appointed in due course of law to each of the said substitutions under the said will not then open; and the partition of the said estate will then be made by the said executors between the institutes and the substitutes then entitled with the consent of the said curators of the substitutions not then open.

Transfer of shares. The said executors shall make the transfer of shares to the persons then entitled thereto; in the case of substitutions not then open, the transfers shall be made to the institutes and curator jointly of each substitution.

Duties of executors, after transfer, cease, The transfers of the shares may be made at different times, as required by the beneficiaries or by the executors;

as each share transferred, the duties and responsibilities of the executors, is under the will, codicil, and this act, shall cease, and their discharges as such shall be granted to them ; ^{and they may require their discharge.}

And the management of the capital and properties forming each share substituted will then devolve jointly upon the institute and curator of each share until the substitution in respect thereof shall open ; the institutes in each case in the meantime having sole control over the revenues of their shares. ^{Management of property thereafter.}

11. This act shall come into force on the day of its sanction. ^{Coming into force.}

C A P . L X X X V I .

An Act to authorize the Bar of the Province of Quebec to admit Henri Arsène Germain amongst its members, after examination.

[Assented to 9th May, 1885.]

WHEREAS Henri Arsène Germain, deputy-clerk of ^{Preamble.} the Recorder's Court of the city of Montreal, has, by petition, set forth that he is 19 years of age ; that, after having gone through a regular and complete course of study in an incorporated college, he was admitted to the study of law on the 5th December, 1864 ; that on the 10th of the same month, he entered into an indenture to study law under the Honorable Mr. Trudel, Q. C., Senator, which indenture was on the same day registered according to law ; that he studied law during at least four years under the said Honorable Mr. Trudel, then under Mr. Girouard, Q. C. and M.P., and under Messrs. Cartier, Pominville and Bétournay, advocates, in virtue of two transfers of indenture dated the 12th April, 1865, and 17th June, 1867, respectively ; that he desires to be admitted to the Bar of the Province of Quebec, but that the said Messrs. Cartier, Pominville and Bétournay being all dead, it is now impossible for him, without their certificate, to establish, as required by law, the last eighteen months of his clerkship, and consequently the Bar cannot admit him amongst its members ; and whereas the said Henri-Arsène Germain has, by his said petition, prayed the Legislature to come to his relief, that the Bar of Montreal consents thereto, and it is expedient to grant the said prayer ; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

H. A. Ger-
main may
after exami-
nation be ad-
mitted as
advocate.

1. The Bar of the Province of Quebec may, at any time after the passing of this act, admit, after examination, the said Henri Arsène Germain as an advocate, barrister, attorney, solicitor and proctor at law, any law, usage, or regulation to the contrary notwithstanding.

Coming into
force.

2. This act shall come into force on the day of its sanc-
tion.

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~~~~~  
Fourth Session, Fifth Parliament, 48 Victoria.  
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